

Greene County Board of Education

Monitoring: Review: Annually, in June	Descriptor Term: Acquired Immune Deficiency Syndrome	Descriptor Code: 6.404	Issued Date: 09/22/16
		Rescinds: 6.404	Issued: 09/24/15

1 **LIABILITY AND NON-DISCRIMINATION**

2 Students infected with HIV shall not be denied enrollment in school. The Board shall not prevent an
3 HIV infected student from participating in the continuation of his/her education on the sole basis of
4 HIV infection. To the extent practical with medical and educational needs, the student shall be
5 subject to the same rules for class assignment, privileges and participation in any school-sponsored
6 activities as all other students. The Board shall strive to maintain a respectful school climate for
7 HIV infected students.

8 Mandatory screening for communicable diseases not spread by casual everyday contact, such as HIV
9 infection, shall not be a condition for school entry or attendance.¹

10 **ATHLETICS**

11 A student who is HIV positive may not be denied the opportunity to participate in school athletic
12 programs based solely on his/her HIV status. All reasonable accommodations shall be made to allow
13 students with HIV to participate in school-sponsored physical activities.¹

14 **ADMINISTRATIVE RESPONSIBILITIES FOR CONFIDENTIALITY**

15 If a student's parents/guardians choose to disclose the child's HIV status, all matters pertaining to
16 that student shall be directed by procedures initiated by the director of schools.

17 The director of schools shall be responsible for requesting medical records from the parent/guardian
18 and a statement from the student's physician regarding health status of the student reported to have
19 HIV/ AIDS. In addition, the director of schools shall gather information regarding the student's
20 cumulative school record.

21 **CONFIDENTIALITY**

22 No information concerning an HIV infected student shall be divulged, directly or indirectly, to any
23 other individual or group without the written consent of the parent/guardian. All medical information
24 and written documentation of discussions, telephone conversations, proceedings and meetings shall
25 be kept by the director of schools in a locked file. If the HIV infected student is under the age of
26 eighteen (18), access to this file shall be granted only to those persons who have the written
27 consent of the infected student's parents/guardians.

28 Under no circumstances shall information identifying a student with AIDS be released to the public.^{2,3}

1 APPROPRIATE ALTERNATIVE EDUCATION PROGRAMS

2 In determining the educational placement of a student known to be infected with HIV, school
3 authorities shall follow established policies and procedures for students with disabilities. School
4 authorities shall reassess placement if there is a change in the student's need for accommodations or
5 services.

6 HIV PREVENTION EDUCATION/CURRICULUM

7 Students shall be taught universal precautions and HIV prevention as outlined in Tennessee Health
8 Educational Standards.^{4, 5}

9 Parents and guardians shall have convenient opportunities to preview all HIV prevention curricula
10 and materials in accordance with the provisions of the Family Education Law of 1989.

11 Students shall have access to voluntary and confidential counseling about matters related to HIV.
12 Administrators shall maintain a list of counseling and testing resources for student use.

13 INFECTION CONTROL

14 The director of schools shall develop an Occupational Safety and Health Administration (OSHA)-
15 based infection control plan in which each school will provide for: 1) well-maintained and easily
16 accessible materials necessary to follow universal precautions, and 2) designate first responders
17 responsible for implementing infection control guidelines, including investigating, correcting, and
18 reporting on instances of exposure. All schools shall further follow the most current Centers for
19 Disease Control and Prevention (CDC) Universal Precautions for Prevention of Transmission of
20 Human Immunodeficiency Virus, Hepatitis B Virus, and Other Blood borne Pathogens in Health Care
21 Settings and the OSHA blood borne pathogens standard.⁶

Legal References

1. TRR/MS 0502-01-03-.08(2)(g)
2. TCA 68-10-113
3. 20 USCS 1232(g); 34 CFR § 300.622, .623
4. TRR/MS 0520-01-03-.05(1)(c)
5. State Board of Education Policy 5.300, HIV/AIDS
Policy for Employees and Students of Tennessee
Public Schools Revised, August 18, 2005
6. Dept. of Labor OSHA Bloodborne Pathogens
Standards 29 CFR 1910.1030(c)(1)(i)

Cross References

- Section 504 and ADA Grievance Procedures 1.802
Special Education 4.202
Homebound Instruction Program 4.206
Student Health Services 6.401