

# Weakley County Board of Education



Monitoring:	Descriptor Term: <b>Acquired Immune Deficiency Syndrome</b>	Descriptor Code: 6.404	Issued Date: 10/21/2014
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2 **LIABILITY AND NON-DISCRIMINATION**  
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4 Students infected with HIV shall not be denied enrollment in school. The Board shall not prevent an  
5 HIV infected student from participating in the continuation of his/her education on the basis of HIV  
6 infection. Further, the student shall be subject to the same rules for class assignment, privileges and  
7 participation in any school-sponsored activities as all other students. The Board shall strive to  
8 maintain a respectful school climate for HIV infected students.

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10 Mandatory screening for communicable diseases not spread by casual everyday contact, such as  
11 HIV infection, shall not be a condition for school entry or attendance.<sup>1</sup>

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14 **ATHLETICS**

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

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21 **ADMINISTRATIVE RESPONSIBILITIES FOR CONFIDENTIALITY**

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

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

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Legal References:

<sup>1</sup> TRR/MS 0502-1-3-.08(2)(g)

1 **CONFIDENTIALITY**

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

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10 **Under no circumstances shall information identifying a student with AIDS be released to**  
11 **the public.<sup>2</sup>**

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14 **APPROPRIATE ALTERNATIVE EDUCATION PROGRAMS**

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

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20 **HIV PREVENTION EDUCATION/CURRICULUM**

21 The director of schools shall be responsible for developing instructional objectives to address each  
22 terminal objective in the state AIDS curriculum framework and provide each teacher responsible for  
23 teaching AIDS education with these objectives. Students shall further be taught universal  
24 precautions through the K-8 Healthful Living and Lifetime Wellness curricula and through the  
25 Board's HIV prevention education program.

26 The state AIDS curriculum and related instructional objectives will be used in grades K-12. Parents  
27 and guardians shall have convenient opportunities to preview all HIV prevention curricula and  
28 materials in accordance with the provisions of the Family Education Law of 1989.

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

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Legal References:

<sup>2</sup> TCA 68-10-113; 20 USC 1232(g); 34 CFR § 300.571-2

1 **INFECTION CONTROL**

2 The director of schools shall develop an Occupational Safety and Health Administration (OSHA)-  
3 based infection control plan in which each school will provide for: 1) well-maintained and easily  
4 accessible materials necessary to follow universal precautions, and 2) designate first responders  
5 responsible for implementing infection control guidelines, including investigating, correcting, and  
6 reporting on instances of exposure. All schools shall further follow the most current Centers for  
7 Disease Control and Prevention (CDC) Universal Precautions for Prevention of Bloodborne  
8 Infections and the OSHA blood borne pathogens standard.<sup>3</sup>

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Legal References:

<sup>3</sup> TRR/MS 0520-1-3-.05(1) (c)  
State Board of Education Policy No. 5.300, HIV/AIDS Policy  
for Employees and Students August 18, 2005

Cross References:

1.802 Section 504 & ADA Grievance Procedures  
4.202 Special Education  
4.206 Special Programs