



Memorandum

Date: June 8, 2020

To: Board of Directors of the Pendleton School District 16R

From: Chris Fritsch, Superintendent
Prepared by Ronda Thornburg, Executive Secretary

Subject: Policy JHCC and AR Communicable Diseases (Students) - Review

Background: Our current Policy JHCC and AR Communicable Disease are out of date.

Proposal: We bring for your initial review and discussion the Policy JHCC and AR Communicable Diseases (Students).

Recommendation: Please review the attached policy and AR and provide any input before the first reading.

Pendleton School District 16R

Code: JHCC
Adopted: 1/14/08
Readopted: 7/12/10
Orig. Code(s): JHCC

Communicable Diseases

~~The district shall provide reasonable protection for students against the risk of exposure to communicable disease. The district will follow the Oregon Department of Education and the state and local health authorities' rules and regulations pertaining to communicable diseases.~~

~~Protection from communicable disease generally shall be through immunization, exclusion or other measures provided for in Oregon Revised Statutes and rules of the county health department. Services generally will not be provided to students excluded under this policy unless otherwise required by law.~~

~~Where the district knows that a student is infected by any communicable disease for which the student would not be excluded under this policy, the school involved shall take whatever reasonable steps it considers necessary to organize and operate its programs in a way which both furthers the education and protects the health of the students.~~

~~The district may, for the protection of both the infected student and the exposed student, provide an educational program in an alternative setting. A student shall continue in the alternative setting, if provided, until such time that:~~

- ~~1. The district determines that the student presents no unreasonable risk of infection to the other students and bears no unreasonable risk of opportunistic infections; or~~
- ~~2. The student is ordered to be returned to the classroom by a court or other authority of competent jurisdiction.~~

~~The district shall protect the confidentiality of each student's health condition/record to the extent possible consistent with the overall intent of this policy.~~

END OF POLICY

Legal Reference(s):

ORS 431.035 to-431.530
ORS 433.255
ORS 433.260

OAR 437-002-0360
OAR 581-022-0705

OSBA Model Sample Policy

Code: JHCC
Adopted:

Communicable Diseases - Students

The district shall provide reasonable protection against the risk of exposure to communicable disease for students. Reasonable protection from communicable disease is generally attained through immunization, exclusion or other measures as provided by Oregon law, by the local health department or in the *Communicable Disease Guidance* published by the Oregon Department of Education (ODE) and the Oregon Health Authority (OHA). Services will be provided to students as required by law.

When an administrator has reason to suspect that a student has or has been exposed to any restrictable disease for which the student is required to be excluded, the administrator involved shall exclude the student from school and if the disease is a reportable disease, will report the occurrence to the local health department. The administrator will also take whatever reasonable steps it considers necessary to organize and operate its programs in a way which both furthers the education and protects the health of students and others.

In cases when a restrictable or reportable disease is diagnosed and confirmed for a student, the administrator shall inform the appropriate employees with a legitimate educational interest to protect against the risk of exposure.

The district may, for the protection of both the student who has a restrictable disease and the exposed student, provide an educational program in an alternative setting.

The district will include, as a part of its emergency plan, a description of the actions to be taken by district personnel in the case of a declared public health emergency or other catastrophe that disrupts district operations.

The district shall protect the confidentiality of each student's health condition and record to the extent possible and consistent with federal and state law.

The superintendent will develop administrative regulations necessary to implement this policy.

END OF POLICY

Legal Reference(s):

ORS 431.150 to -431.157
ORS 433.001 to -433.526
ORAR 333-018

ORAR 333-019-0010
ORAR 333-019-0014
ORAR 437-002-0360

ORAR 437-002-0377
ORAR 581-022-2220

OREGON DEPARTMENT OF EDUCATION and OREGON HEALTH AUTHORITY, *Communicable Disease Guidance* (2017).
Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g (2012); Family Educational Rights and Privacy, 34 C.F.R. Part 99 (2017).

Pendleton School District 16R

Code: JHCC/GBEB-AR
Revised/Reviewed: 10/06; 7/12/10
Orig. Code(s): AR-JHCC/GBEB

Communicable Diseases

~~In accordance with state law, rule and health authority communicable disease guidelines, procedures, as established below, will be followed:~~

~~School Restrictable/School Reportable Diseases~~

- ~~1. Restrictable diseases are communicable diseases which occur in a setting where predictable and/or serious consequences may occur to the public. School restrictable diseases are defined as a disease which can be readily transmitted in a school setting and to which students and/or employees in a school may be particularly susceptible;~~
- ~~2. A district employee who is diagnosed to have a school restrictable disease shall not engage in any occupation which involves contact with students as long as the disease is in a communicable stage;~~
- ~~3. A student who is diagnosed to have a school restrictable disease shall not attend school as long as the disease is in a communicable stage. These restrictions are removed by the written statement of the local health officer or designee or a licensed physician (with the concurrence of the local health officer) that the disease is no longer communicable to others in the school setting. For those diseases indicated by an asterisk (*) the restriction may be removed by a school nurse. For pediculosis, or head lice (indicated by a double asterisk (**), the restriction may be removed after the parent provides a signed statement that a recognized treatment has been initiated. School restrictable diseases include, but are not limited to:~~
 - ~~a. Chicken pox*;~~
 - ~~b. Cholera;~~
 - ~~c. Diphtheria;~~
 - ~~d. Measles;~~
 - ~~e. Meningococcal disease;~~
 - ~~f. Mumps*;~~
 - ~~g. Pediculosis** (head lice);~~
 - ~~h. Pertussis (whooping cough);~~
 - ~~i. Plague;~~
 - ~~j. Rubella (German measles);~~
 - ~~k. Scabies*;~~
 - ~~l. Staphylococcal skin infections*;~~
 - ~~m. Streptococcal infections*;~~
 - ~~n. Tuberculosis;~~

o. ~~Pandemic flu or other catastrophe.~~

~~The school administrator may, when he/she has reasonable cause to believe the student has a school restrictable disease, exclude that student from attendance until a physician, public health nurse or school nurse certifies that the student is not infectious to others;~~

4. ~~The local health officer or designee may allow students and employees with diseases in a communicable stage to continue to attend and to work in a school when measures have been taken to prevent the transmission of the disease;~~
5. ~~More stringent rules for exclusion from school may be adopted by the local health department or by the district through Board adopted policy;~~
6. ~~A disease may not be considered to be a school restrictable disease unless it is listed in section 3. above, in accordance with OAR 333-019-0015 (2), it has been designated to be a school restrictable disease through Board policy or the local health administrator determines that it presents a significant public health risk in the school setting;~~
7. ~~When a person is diagnosed as having diphtheria, measles, pertussis (whooping cough) or rubella (German measles), the local health officer may exclude from any school in his/her jurisdiction any student or employee who is susceptible to that disease.~~
8. ~~The district's emergency preparedness plan shall address the district's plan with respect to a declared public health emergency at the local or state level.~~

Notification

1. ~~Any staff member who has reason to suspect that a student is infected with a reportable, but not school restrictable disease shall so inform the school administrator. All employees shall comply with all reporting measures adopted by the district and with all rules set forth by Oregon Health Services and county health department.~~
2. ~~Employees have a responsibility to report to the district when infected with a school restrictable communicable disease unless stated otherwise by law.~~
3. ~~In the event a school administrator is informed that a staff member or student may have a reportable disease, he/she will seek confirmation and assistance from the local health department to determine the appropriate district response. Reportable diseases include, but are not limited to:~~
 - a. ~~Acquired immunodeficiency syndrome (AIDS);~~
 - b. ~~Amebiasis;~~
 - c. ~~Anthrax;~~
 - d. ~~Botulism;~~
 - e. ~~Brucellosis;~~

- f. Campylobacteriosis;
- g. Chancroid;
- h. Chlamydia trachomatis infection of the genital tract;
- i. Cholera;
- j. Cryptosporidiosis;
- k. Diphtheria;
- l. Escherichia coli 0157 caused illness;
- m. Food borne illness;
- n. Giardiasis;
- o. Gonococcal infections;
- p. Haemophilus influenzae caused invasive disease;
- q. Hemolytic uremic syndrome;
- r. Hepatitis (A; B; non A, non B and delta);
- s. HIV infection*;
- t. Leprosy;
- u. Leptospirosis;
- v. Listeriosis;
- w. Lyme disease;
- x. Lymphogranuloma venereum;
- y. Malaria;
- z. Measles (Rubeola);
- aa. Meningococcal disease;
- bb. ~~Pelvic inflammatory disease, acute, nongonococcal;~~
- cc. ~~Pertussis;~~
- dd. ~~Plague;~~
- ee. ~~Poliomyelitis;~~
- ff. ~~Psittacosis;~~
- gg. ~~Q fever;~~
- hh. ~~Rabies (human and animal cases);~~
- ii. ~~Rocky Mountain spotted fever;~~
- jj. ~~Rubella (including congenital rubella syndrome);~~
- kk. ~~Salmonellosis (including typhoid fever);~~
- ll. ~~Shigellosis;~~
- mm. ~~Syphilis;~~
- nn. ~~Tetanus;~~
- oo. ~~Trichinosis;~~
- pp. ~~Tuberculosis;~~
- qq. ~~Tularemia;~~
- rr. ~~Yersiniosis.~~

*Does not apply to anonymous HIV testing.

4. ~~With consultation and direction from the district's school nurse or appropriate health authorities, the school administrator or designee shall determine which other persons may be informed of the infectious nature of the individual student or employee within guidelines provided in statute.~~

Education

1. ~~The school administrator or designee shall seek information from the district's school nurse or other appropriate health officials regarding the health needs/hazards of all students and the educational needs of the infected student.~~
2. ~~The school administrator or designee shall, utilizing information obtained in section 1. above, determine an educational program for the infected student and implement same in an appropriate (regular or alternative) setting.~~
3. ~~The school administrator or designee shall, from time to time, review the appropriateness of the educational program and the setting of each individual student.~~

Equipment and Training

1. ~~The school administrator or designee shall, on a case by case basis, determine what equipment and/or supplies are necessary in a particular classroom or other setting in order to prevent disease transmission.~~
2. ~~The school administrator or designee shall consult with the district's school nurse or other appropriate health officials as to whether it is necessary to provide special training in the methods of protection from such communicable disease.~~

~~All district personnel will be instructed annually by the school health nurse to use the proper precautions pertaining to blood and body fluid exposure.~~

OSBA Model Sample Policy

Code: JHCC-AR
Adopted:

Communicable Diseases – Student

In accordance with state law, administrative rule, the local health authority and the *Communicable Disease Guidance*, the procedures established below will be followed.

1. “Restrictable diseases” are defined by rule and include but are not limited to chickenpox, diphtheria, hepatitis A, measles, mumps, pertussis, rubella, *Salmonella enterica* serotype Typhi infection, scabies, Shiga-toxigenic *Escherichia coli* (STEC) infection, shigellosis and tuberculosis disease, and may include a communicable stage of hepatitis B infection if, in the opinion of the local health officer, the person poses an unusually high risk to others (e.g., a child that exhibits uncontrollable biting or spitting). Restrictable disease also includes any other communicable disease identified in an order issued by the Oregon Health Authority or the local public health officer as posing a danger to the public’s health. A disease is considered to be a restrictable disease if it is listed in Oregon Administrative Rule (OAR) 333-019-0010, or it has been designated to be a restrictable disease by Board policy¹ or by the local health administrator, after determining that it presents a significant public health risk in the school setting.
2. “Susceptible” means being at risk of contracting a restrictable disease by virtue of being in one or more categories described in law.
3. “Reportable diseases” means a human reportable disease, infection, microorganism or condition as specified in OAR Chapter 333, Division 18.

Restrictable Diseases

1. An administrator that has reason to suspect that a student has or has been exposed to any restrictable disease for which the student is required to be excluded, shall exclude that student from school and send him/her home. If the disease is reportable, the administrator will report the occurrence to the local health department.
2. The student will be excluded in such instances until such time as the student or the parent or guardian of the student presents a certificate from a physician, a physician assistant licensed under Oregon Revised Statute (ORS) 677.505 to -677.525, a nurse practitioner licensed under ORS 678.375 to -678.390, local health department nurse or school nurse stating that the student does not have or is not a carrier of any restrictable diseases.

¹ “OAR 333-019-0010(7) Nothing in these rules prohibits a school or children’s facility from adopting more stringent exclusion standards under ORS 433.284.”

3. An administrator will exclude a susceptible student that has been exposed to a restrictable disease that is also a reportable disease unless the local health officer determines that exclusion is not necessary to protect the public's health, or the local health officer states the disease is no longer communicable to others or that adequate precautions have been taken to minimize the risk of transmission. The administrator may request the local health officer to make a determination as allowed by law.
4. The district may, for the protection of both the student who has a restrictable disease and the exposed student, provide an educational program in an alternative setting. A student may remain in an alternative educational setting until such time as a certificate from a physician, physician assistant, nurse practitioner, local health department nurse or school nurse states that the student does not have or is not a carrier of any restrictable disease, or until such time as a local health officer states that the disease is no longer communicable to others or that adequate precautions have been taken to minimize the risk of transmission. A restrictable disease exclusion for chickenpox, scabies, staphylococcal skin infections, streptococcal infections, diarrhea or vomiting may also be removed by a school nurse or health care provider.
5. More stringent exclusion standards for students from school may be adopted by the local health department or by the district through Board adopted policy.
6. A disease is considered to be a restrictable disease if it is listed in OAR 333-019-0010, or it has been designated to be a restrictable disease through Board policy or by the local health administrator, after determining that it presents a significant public health risk in the school setting.
7. The district's emergency preparedness plan shall address the district's plan with respect to a declared public health emergency at the local or state level.

Reportable Diseases Notification

1. All employees shall comply with all reporting measures adopted by the district and with all rules set forth by the Oregon Health Authority, Public Health Division and the local health department.
2. An administrator may seek confirmation and assistance from the local health officer to determine the appropriate district response when the administrator is notified that a student or an employee has been exposed to a restrictable disease that is also a reportable disease.
3. An administrator shall determine other persons with a legitimate educational interest who may be informed of the communicable nature of an individual student's disease, or an employee's communicable disease, within guidelines allowed by law.

Education

1. The administrator or designee shall seek information from the district's school nurse or other appropriate health officials regarding the health needs/hazards of all students and the impact on the educational needs of a student diagnosed with a restrictable disease or exposed to a restrictable disease.
2. The administrator or designee shall, utilizing information obtained above, determine an educational program for such a student and implement the program in an appropriate (i.e., regular or alternative) setting.

3. The administrator or designee shall review the appropriateness of the educational program and the educational setting of each individual student.

Equipment and Training

1. The administrator or designee shall, on a case-by-case basis, determine what equipment and/or supplies are necessary in a particular classroom or other setting in order to prevent disease transmission.
2. The administrator or designee shall consult with the district's school nurse or other appropriate health officials to provide special training in the methods of protection from disease transmission.
3. All district personnel will be instructed annually [by the school health nurse] to use the proper precautions pertaining to blood and body fluid exposure per the Occupational Safety and Health Administration (OSHA).