

**AQUIRED IMMUNE DEFICIENCY SYNDROME  
(REGULATION)**

In accordance with the policy of the board of education, this regulation shall govern the placement of students infected with the Human Immunodeficiency Virus (HIV) which can result in Acquired Immune Deficiency Syndrome (AIDS), and its related illnesses.

The knowledge that a student of this school district is infected with HIV may arise from different sources. If a student or the student's parents or guardian advises a member of the staff that the student is infected with HIV or is suspected of being infected, the staff member will report that information immediately to the superintendent.

If the student or any person other than the student's parents or guardian reports that a student is infected with HIV or has AIDS, the superintendent will meet with the student's parents or guardian as soon as possible. The superintendent will determine if the parents/ guardian have knowledge of the student's infection and, if not, whether further medical examination is desired. If the superintendent confirms that the student is infected with HIV or that the student has AIDS, the superintendent will report the student's illness to the Oklahoma Department of Public Health.

When a student is confirmed as being infected with HIV, the superintendent will discuss the educational options of the student with a health review committee composed of the parents, the student's physician, public health personnel and school personnel. School personnel may include the superintendent or the superintendent's designee, the recommendations for educational placement after weighing the risks and benefits to both the infected child and to others in the educational setting. If the health review committee determines that the condition of the student warrants the child's being classified as a "handicapped child" in need of special education and related services under P.L. 94-124, then the district shall convene a special education placement team to consider whether the child qualifies for an Individual Education Placement.

The health review committee will determine if the student's health poses an immediate and present danger to the student, the school staff, or other students if the infected student is placed in a regular classroom environment. If the health review committee determines that such a danger is present, the superintendent will offer homebound instruction to the student under the school's homebound instruction program. A student with AIDS may be temporarily removed from the classroom by the school superintendent if and when communicable diseases are occurring in the school population in order to protect the infected student from extraordinary risk. If the health review committee determines that the student's health does not pose an immediate danger to the student, school staff or other students, the health review committee will be requested to conduct a monthly evaluation of the infected student's progress or a more frequent evaluation as circumstances warrant.

**Confidentiality Requirements**

Protection of the confidentiality of information regarding HTLV-III infected students is of utmost importance. Only those employees who have an absolute need to know are to be made aware of the identity of AIDS students. The superintendent, in consultation with the multidisciplinary team, will identify by name those employees who are to be given this information. The student's parents or legal guardians will be requested to give written consent to the notification of the identified employees. If consent is refused and the superintendent determines that the recommended placement cannot safely and effectively be implemented without notification, an alternative program will be recommended for the student.

**ACQUIRED IMMUNODEFICIENCY SYNDROME,  
REGULATION (Cont.)**

The list of employees to be notified will be given to the principal who will be responsible for ensuring that only authorized employees are made aware of the student's condition, and that they are informed of the potential legal consequences of revealing that information. When an HTLV-III student is identified, the principal is to establish a separate file on that student to which only he and those identified employees are to have access. No entry regarding the AIDS condition is to be made on the student's cumulative record, health card, the computerized student data base, or other record.

**REFERENCE: Board Minutes dated January 11, 1988**