



# 6691

## Communicable Diseases Affecting Students

***Policy 6691***

Original Adoption: 04/25/1967

Effective Date: 01/23/2008

Revision Dates: 10/12/1971, 09/25/1973, 12/16/1975, 08/13/1985, 02/25/1986, 01/22/2008

Review Dates: 08/15/2012

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### **I. PURPOSE**

The purpose of this policy is to adopt measures to address public concern that students of the school district be able to attend the schools of the district without becoming infected with serious communicable diseases. These measures are adopted to address health concerns while respecting the rights of all students, employees, and contractors, including those who are so infected.

### **II. GENERAL STATEMENT OF POLICY**

- A. *Nondisclosure.* Nothing in this policy shall imply or impose on a student or the student's parent or guardian a duty to disclose information regarding the student's health status that they do not choose to disclose.
- B. *Attendance and School Setting.* It is the policy of the school board that students with communicable diseases not be excluded from attending school in their usual daily attendance setting so long as their health permits and their attendance does not create a significant risk of the transmission of illness to students or employees of the school district.
- C. *Education planning.* A procedure for minimizing interruptions to learning resulting from communicable diseases will be established by the school district.
- D. *Extracurricular Student Participation.* Student participation in nonacademic, extracurricular and non-educational programs of the school district are subject to a requirement of equal access and comparable services.
- E. *Precautions.* The school district will adopt universal precautions and procedures for infection control at school and for educating employees about these procedures.
- F. *Information Sharing.*
  - 1. Student health information shall be shared within the school district only with those whose jobs require such information and with those who have a legitimate educational interest (including health and safety) in such information and shall be shared only to the extent required to accomplish legitimate educational goals and to comply with employees' right to know requirements.
  - 2. Student health data shall be shared outside the school district only in accordance with state and federal law and with the school district's policies on employee and student records and data.



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- G. Reporting. Minneapolis Public Schools will follow reporting requirements for communicable and infectious diseases as established by the Minnesota Commissioner of Health and the Hennepin County Health Department.
- H. Prevention. The school district shall, with the assistance of the Commissioners of Health and Education, implement a program to prevent and reduce the risk of sexually transmitted diseases.
- I. Vaccination and Screening. Minneapolis Public Schools will follow all directives regarding mass vaccinations and health screenings ordered by the Hennepin County Health Department and the Minnesota Commissioner of Health.

### III. RESPONSIBILITY

The Superintendent is authorized to promulgate regulations supporting the implementation of this policy.

#### ***Legal References:***

20 U.S.C. § 1400 *et seq.* (Individuals with Disabilities Education Improvement Act of 2004)  
29 U.S.C. § 794 *et seq.* (Rehabilitation Act of 1973, § 504)  
42 U.S.C § 1302 *et seq.* (HIPAA)  
42 U.S.C. § 12101 *et seq.* (Americans with Disabilities Act)  
Minn. Stat. § 121A.23 (Health-Related Programs)  
Minn. Stat. Ch. 363A (Minnesota Human Rights Act)  
Minn. Stat. § 144.441-442 (Tuberculosis)  
*Kohl by Kohl v. Woodhaven Learning Center*, 865 F.2d 930 (8th Cir.), *cert. denied*,  
493 U.S. 892, 110 S.Ct. 239 (1989)  
16 EHLR 712, OCR Staff Memo, April 5, 1990

#### ***Cross References***

MPS Policy 1040 (Student and Staff Data Protection)  
MPS Policy 4010 (Communicable and Infectious Diseases Affecting Employees)  
MPS Policy 5685 (Environmental Health and Safety)  
MPS Policy 6680 (Safety, Security and Emergency Preparedness)