

## Students

### **Administrative Procedure – Managing Students with Communicable or Infectious Diseases**

If a student's communicable or infectious disease affects his or her ability to participate in the Cooperative's educational programs, he or she shall be treated as a *disabled person* under Section 504 of the Rehabilitation Act of 1973, unless the student has already qualified for and is receiving services through an IEP under the Individuals with Disabilities in Education Act. For students with an IEP, the Cooperative's Administrative Procedure, 6:120-AP1, *Special Education Procedures Assuring the Implementation of Comprehensive Programming for Children with Disabilities*, must also be followed and it will control whenever there is a conflict with these procedures.

Rules and guidance from the Illinois State Board of Education (ISBE) and Ill. Dept. of Public Health (IDPH) should be consulted and supersede these procedures. Guidance documents and important information include:

1. *Communicable Disease Guide*, revised 2002, available at:  
[http://www.idph.state.il.us/health/infect/comm\\_disease\\_guide.pdf](http://www.idph.state.il.us/health/infect/comm_disease_guide.pdf).
2. *Management of Chronic Infectious Diseases in Schoolchildren*, revised in 2003 by ISBE and IDPH, available at:  
[http://www.isbe.net/Documents/chronic\\_diseases.pdf](http://www.isbe.net/Documents/chronic_diseases.pdf).
3. The Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois (20 ILCS 2310/) and the Department of Professional Regulation Law of the Civil Administrative Code of Illinois (20 ILCS 2105/) both expanded the statutory authority of the governor and IDPH to respond to significant threats to the public health.

### **Managing Students with Communicable or Infectious Diseases**

Actor	Action
Parents/Guardians	Notifies the Program Administrator where their child is enrolled if their child has a communicable or infectious disease. See Exhibit 7:280-E2, <i>Reporting and Exclusion Requirements for Common Communicable Diseases</i> , for a list of communicable or infectious diseases.
Program Administrator	<p>Upon having knowledge of a known or suspected case or carrier of a communicable disease:</p> <ol style="list-style-type: none"> <li>a. Notifies the Cooperative nurse and student's resident district,</li> <li>b. Notifies the local health authority as required by 77 Ill.Admin.Code §690.200. The <i>local health authority</i> is a full-time official health department, as recognized by IDPH, having jurisdiction over a particular area, including city, village, township, and county boards of health. If there is not a local health authority recognized by IDPH, the local health authority is IDPH. 77 Ill.Admin.Code §690.10. See also Exhibit 7:280-E2, <i>Reporting and Exclusion Requirements for Common Communicable Diseases</i>, identifying the diseases for which there is mandatory reporting.</li> </ol>

Actor	Action
	<p>c. Follows directions for temporarily excluding a student from school according to the local health authority direction and 77 Ill.Admin.Code Part §690.</p> <p>Keeps the school open where a student with a communicable disease attends, except in the event of an emergency. 77 Ill.Admin.Code §690.30(c)(1).</p>
Cooperative staff	<p>Observes all rules of IDPH regarding communicable and chronic infectious disease. See the Legal References below for a list of these rules.</p> <p>Collects and maintains the student's medical information in a manner that ensures the strictest confidentiality and in accordance with federal and State laws regarding student records.</p>
Executive Director	Confirms that all required and appropriate notices are made.
Program Administrator	<p>Arranges a meeting with the student's parent(s)/guardian(s), resident district special education coordinator, as well as persons with knowledge of the placement options available, and consult with personal physician and local health authorities as needed. The purpose of the meeting is to:</p> <ol style="list-style-type: none"> <li>Determine when an excluded student will return to school. This determination shall be based on whether the student poses a high risk of transmission of a communicable and chronic infectious disease to other students and staff. A student suspected of being infected with a disease for which isolation is required shall be refused admittance while acute symptoms are present. 77 Ill.Admin.Code §690.30(c)(2).</li> <li>Perform a pre-placement evaluation. 34 C.F.R. §104.35. See 7:280-E1, <i>Placement of School Children with Acquired Immunodeficiency Syndrome (AIDS)</i>, published by the U.S. Dept. of Education Office for Civil Rights.</li> <li>Make a placement decision based on the pre-placement evaluation. The placement decision shall include any needed related services. 34 C.F.R. §104.35 and may be completed at an IEP meeting.</li> </ol> <p>Reports the meeting results to the Executive Director.</p>
Program Administrator	<p>Notifies the student's parents/guardians when an excluded student can return to school and of the placement decision. If the student will not attend school, every reasonable effort shall be made to provide the student with an adequate alternative education. State regulations and school policy regarding homebound instruction shall apply.</p>
Program Administrator and School Nurse	<p>At least annually while a student has a contagious or infectious disease, arranges a meeting with the student's parent(s)/guardian(s), as well as persons with knowledge of the placement options available, and consult with personal physician and local health authorities as needed, to review the student's education placement and the provision of related services.</p>

Managing a Student with a Communicable or Infectious Disease Who Demonstrates Behavior that Could Result In Infecting Other Students or Staff Members

Actor	Action
Parents/Guardians or any staff member	Notifies the Coordinator/Principal if a student with a communicable or infectious disease shows a lack of control of bodily secretions, has open sores that cannot

<b>Actor</b>	<b>Action</b>
	be covered, or demonstrates behavior (e.g., biting) that could result in direct inoculation of potentially infected body fluids into the bloodstream.
Program Administrator	Immediately notifies the Executive Director of the above and the student's resident district.
Program Administrator and School Nurse	If appropriate, notifies parents of students of possible exposure if their student may have been exposed to a communicable or infectious disease due to behaviors exhibited by a student having such a disease.
Program Administrator	<p>Arranges a meeting with the student's parent(s)/guardian(s), resident district special education coordinator, as well as persons with knowledge of the placement options available, and consult with personal physician and local health authorities as needed. The purpose of this meeting is to:</p> <ol style="list-style-type: none"> <li>Determines whether the student's temporary removal from the classroom is appropriate because the student poses a high risk of transmitting a communicable and chronic infectious disease or whether another response exists to reduce the risk of transmission. A student suspected of being infected with a disease for which isolation is required shall be refused admittance while acute symptoms are present. 77 Ill.Admin.Code §690.30(c)(2).</li> <li>Perform a pre-placement evaluation if the student will continue to attend school. 34 C.F.R. §104.35.</li> <li>Make a placement decision based on the pre-placement evaluation. The placement decision shall include any needed related services. 34 C.F.R. §104.35 and may be completed at an IEP meeting.</li> </ol> <p>Reports the meeting's results to the Executive Director.</p>
Program Administrator	Notifies the student's parent(s)/guardian(s) whether the student will attend school. If the student will not attend school or participate in school activities with other students, every reasonable effort shall be made to provide the student with an adequate alternative education; however, an individual student's Individualized Education Program (IEP) will control. State regulations and school policy regarding homebound instruction apply.
Coordinator/Principal and School Nurse	At least annually while a student has a contagious or infectious disease, arranges a meeting with the student's parent(s)/guardian(s), as well as persons with knowledge of the placement options available, and consult with personal physician and local health authorities as needed, to review the student's educational placement and the provision of related services.

#### General Post-Evaluation Procedures

<b>Actor</b>	<b>Action</b>
Parents/Guardians	May appeal their child's exclusion from school or educational placement to the resident district School Board within 10 days of being notified of the action.
Parents/Guardians	When their child returns to school after an absence due to a communicable and chronic infectious disease, present a certificate from a physician licensed in Illinois stating that the child qualifies for re-admission to school under the rules

	of IDPH that regulate periods of incubation, communicability, quarantine, and reporting.
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LEGAL REF.: 105 ILCS 5/10-21.11.  
20 U.S.C. §1232g, Family Educational Rights and Privacy Act.  
29 U.S.C. §701 et seq. Rehabilitation Act of 1973.  
42 U.S.C. §12101 et seq., Americans with Disabilities Act of 1990.  
34 C.F.R. §§104.34 and 104.35.  
410 ILCS 315/, Communicable Disease Prevention Act.  
23 Ill.Admin.Code Part 226.  
77 Ill.Admin.Code Parts 665, 690, 693, 695, 696, and 697.

CROSS REF.: 5:40 (Communicable and Chronic Infectious Disease)

Replaced 7:280-R: 10/2013

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