

RECOMMENDED FOR CROSS-REFERENCING AS A PERSONNEL (G) POLICY.*POSSIBLE EXPOSURE TO VIRAL INFECTIONS**

Upon notification by any school division employee who believes ~~he/she has~~ they have been involved in ~~a possible exposure prone an~~ incident which may have exposed ~~the employee them~~ to the blood or body fluids of a student, the Superintendent ~~or designee shall~~ contacts the ~~local Alexandria designated H~~ health provider Department (AHD). ~~who, upon~~ Upon immediate investigation of the incident, ~~shall the AHD Director~~ determines if a potentially harmful exposure has occurred and makes recommendations based upon all information available to him/her, regarding how the employee can reduce any risks from such exposure. The Superintendent ~~or designee shall~~ shares ~~these AHD's~~ recommendations with the ~~school division~~ employee. The recommendations are based upon all information available to the AHD Director. General information that must be shared with additional staff members to implement AHD's recommendations is conveyed according to the AHD-ACPS communication protocol.

The Superintendent, designee and ~~the school division the~~ employee involved shall do not divulge any information provided by ~~the local health director~~ AHD regarding the student involved except as described below. The information provided by ~~the local health director~~ AHD ~~shall be~~ is subject to any applicable confidentiality requirements set forth in ~~section Va. Code § 32.1-35 of the Code of Virginia.~~

Whenever any ~~school division~~ ACPS employee is directly exposed to body fluids of any person in a manner which may, according to the current guidelines of the Centers for Disease Control and Prevention (CDC), transmit human immunodeficiency virus (HIV) or ~~the~~ hepatitis B or C viruses, the person whose body fluids were involved in the exposure shall be deemed to have consented to testing for infection with ~~human immunodeficiency virus~~ HIV or ~~the~~ hepatitis B or C viruses. Such person shall also be deemed to have consented to the release of such test results to the ~~school division~~ ACPS employee who was exposed. ~~If the person whose blood specimen is sought for testing is a minor, the parent, guardian or person standing in loco parentis of such minor shall be notified prior to initiating such testing. In other than emergency situations, it shall be the responsibility of the school division employee to inform the person of this provision prior to the contact that creates a risk of such exposure.~~

If the person whose blood specimen is sought for testing is a minor, ~~and that minor refuses to provide such specimen,~~ consent for such testing shall be obtained from the parent, guardian, or person standing in *loco parentis* of such minor prior to initiating such testing. If the parent or guardian or person standing in *loco parentis* withholds such consent, or is not reasonably available, the person potentially exposed to ~~the human immunodeficiency virus~~ HIV or ~~the~~ hepatitis B or C viruses, or the employer of such person, may petition the juvenile and domestic relations district court in the county or city where the minor resides or resided, or, in the case of a nonresident, the ~~county or city where the School division has its principal office~~ City of Alexandria, for an order requiring the minor to provide a blood specimen or to submit to testing and to disclose the test results in accordance with this policy.

Whenever any person is directly exposed to the body fluids of ~~a school division~~ an ACPS employee in a manner that may, according to the then current guidelines of the ~~Centers for Disease Control~~ CDC, transmit ~~human immunodeficiency virus~~ HIV or ~~the~~ hepatitis B or C viruses, the ~~school division~~ ACPS employee whose body fluids were involved in the exposure shall be deemed to have consented to testing for infection with ~~human immunodeficiency virus~~ HIV or ~~the~~ hepatitis B or C viruses. The ~~school division~~ ACPS employee shall be deemed to have consented to the release of such test results to the person.

Except if the person to be tested is a minor, if the person whose blood specimen is ~~sought~~ needed for testing refuses to provide such specimen, any person identified by this policy who was potentially exposed to ~~the human immunodeficiency virus~~ HIV or ~~the~~ hepatitis B or C viruses in the manner described by this policy, or the employer of such person, may petition, on a form to be provided by the Office of the Executive Secretary of the Supreme Court of Virginia, the general district court of the county or city in which the person whose specimen is sought resides or resided, or, in the case of a nonresident, the ~~county or city where the school division has its principal office~~ City of Alexandria, for an order requiring the person to provide a blood specimen or to submit to testing and to disclose the test results in accordance with this ~~section~~ policy. A copy of the petition, which shall specify the date and location of the hearing, shall be provided to the person whose specimen is sought.

At any hearing before the court, the person whose specimen is sought or ~~his~~ the person's counsel may appear. The court ~~shall~~ may be advised by the State Health Commissioner or ~~his/her~~ the Commissioner's designee prior to entering any testing order. If the general district court determines that there is probable cause to believe that a person identified by this policy has been exposed in the manner prescribed by this policy, the court shall issue an order requiring the person whose bodily fluids were involved in the exposure to provide a blood specimen or to submit to testing and to disclose the test results in accordance with this policy. If a testing order is issued, both the petitioner and the person from whom the blood specimen is sought shall receive counseling and an opportunity for face-to-face disclosure of any test results by a licensed practitioner or trained counselor.

Adopted: July 6, 2000
Amended: July 2, 2003
Amended: April 16, 2009
Amended: April 21, 2016
Amended:

Legal Refs: Code of Virginia, 1950 as amended, §§22.1-271.3, 32.1-45.1.

Cross Refs: EBBB Personnel Training - Viral Infections
GBE Staff Health
JHCC Communicable Diseases
JHCCA Bloodborne Contagious or Infectious Diseases