

POLICY 5533.1  
HUMAN IMMUNODEFICIENCY VIRUS

Students identified with human immunodeficiency virus (HIV) may continue to be serviced by the District and shall be eligible for all rights, privileges and services provided by law and District policies.

As a guideline, students with acquired immunodeficiency syndrome (AIDS) or HIV infection may be allowed to attend school in their regular classroom setting. Modifications to a student's educational program may be made in accordance with applicable laws and District procedures. A student will not be categorized as having exceptional education needs (EEN) or as Section 504 simply because of the student's HIV status.

Information concerning a student's HIV status shall remain confidential as required by law.

LEGAL REF.: Wisconsin Statutes  
Sections: 118.125 Confidentiality/maintenance of student records, including HIV test results  
118.13 Student discrimination prohibited  
252.15 Confidentiality of HIV-related records  
252.21 Communicable disease reporting  
HSS 145 Wisconsin Administrative Code Communicable disease control  
Americans with Disabilities Act of 1990 Disability discrimination prohibited  
Section 504, Rehabilitation Act of 1972 Handicap discrimination prohibited

RULE 5533.1  
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1. School staff members must be aware of the laws dealing with the confidentiality of student HIV-related information, including applicable legal and District penalties if confidentiality is not maintained (e.g., fines, imprisonment, possible loss of job).
2. If a staff member is approached by a student or guardian regarding that student's HIV status, the staff member should obtain the informed written consent of the student if over the age of 18, or