## TOWNSHIP OF UNION BOARD OF EDUCATION

Union, New Jersey

**Policy** 

FILE CODE: 5141.3 X Monitored Mandated

Other Reasons

### **HEALTH EXAMINATIONS AND IMMUNIZATIONS**

Students who enter the Township of Union School District for the first time shall have a medical examination conducted at the medical home of the student, and a full report sent to the school. If a student does not have a medical home, the district shall provide this examination at the school physician's office or other appropriately equipped facility. "Medical home" means a health care provider and that provider's practice site chosen by the student's parent/guardian for the provision of health care. As the school physician is also a health care provider, the parent/guardian may request that the school physician provide the medical examination.

A student shall be exempted from mandatory immunization if the parent/guardian objects to immunization in a written statement submitted to the principal, signed by the parent/quardian, explaining how the administration of immunizing agents conflicts with the student's exercise of bona fide religious tenets or practices. General philosophical or moral objection to immunization shall not be sufficient for an exemption on religious grounds.

Every student who enters the district schools for the first time shall present an immunization record as required by law.

In order to protect the health of the children and staff in district schools, all regulations of the state department of education, the state department of health and the local board of health shall be scrupulously observed. particularly those dealing with contagious/infectious diseases or conditions. Students seeking to enter school who have been identified as having a communicable/infectious disease or condition shall not be enrolled unless they qualify under the above agencies' rules pertaining to periods of incubation, communicability. quarantine, and reporting.

The superintendent or his/her designee shall formulate regulations that ensure immunization records are reviewed and updated annually pursuant to N.J.A.C. 8:57-4.1 through 4.16. The superintendent shall also formulate regulations for this policy and for regular student health examinations at appropriate grade levels: before participation in sports programs; and for tuberculosis, scoliosis, hearing loss, visual acuity and any other physical examinations required by law. Any health defects revealed by any examination given by the school health services must be reported to the parent/quardian. The board shall review the regulations and adopt those required by law.

Adopted:

June 1999

NJSBA Review/Update:

April 2012

Readopted:

December 2013

Key Words

Immunizations, Inoculations, Examinations, Student Physical Examinations, Health

Legal References: N.J.S.A. 18A:35-4.6

through -4.8

Parents Right to Conscience Act of 1979

N.J.S.A. 18A:40-4

Examination for physical defects and screening of hearing

of students; health records

N.J.S.A. 18A:40-4.3

Scoliosis; periodic examination; notice to parents or

guardian

N.J.S.A. 18A:40-4.4

Exemption

## <u>HEALTH EXAMINATIONS AND IMMUNIZATIONS</u> (continued)

N.J.S.A. 18A:40-4.5 N.J.S.A. 18A:40-5 N.J.S.A. 18A:40-6 N.J.S.A. 18A:40-11 N.J.S.A. 18A:40-16	Immunity from action of any kind due to provisions of act Method of examination; notice to parent or guardian In general Exclusion of students having communicable tuberculosis
through -19 N.J.S.A. 18A:40-20 N.J.S.A. 18A:61D-8	Tuberculosis infection; determination of presence Immunization at public expense
through -10	Findings, declarations relative to Hepatitis B vaccinations
N.J.S.A. 26:1A-9.1 N.J.S.A. 26:4-6 N.J.S.A. 26:2T-5	Exemption of students from mandatory immunizations Prohibiting attendance of teachers or students
through -9 N.J.A.C. 6A:14-3.4	Findings, declarations relative to Hepatitis C Evaluation
N.J.A.C. 6A:16-1.1et seq.	Programs to Support Student Development
See particularly: N.J.A.C. 6A:16-1.3, -1.4, -2.1, -2.2, -2.3, -2.4, -4.1, -4.3	
N.J.A.C. 6A:32-9.1	Athletics Procedures
<u>N.J.A.C.</u> 8:57-2	Reporting of acquired immunodeficiency syndrome and infection with Human Immunodeficiency Virus
N.J.A.C. 8:57-4.1	Applicability
N.J.A.C. 8:57-4.2	Proof of immunization
N.J.A.C. 8:57-4.3	Medical exemptions
N.J.A.C. 8:57-4.4	Religious exemptions
N.J.A.C. 8:57-4.5	Provisional admission
N.J.A.C. 8:57-4.6	Documents accepted as evidence of immunization
N.J.A.C. 8:57-4.7	Records required
<u>N.J.A.C.</u> 8:57-4.8	Reports to be sent to the State Department of Health
N.J.A.C. 8:57-4.9	Records available for inspection
<u>N.J.A.C.</u> 8:57-4.10	Diphtheria and tetanus toxoids and pertussis vaccine
<u>N.J.A.C.</u> 8:57-4.11	Poliovirus vaccine
N.J.A.C. 8:57-4.12	Measles virus vaccine
N.J.A.C. 8:57-4.13	Rubella vaccine
N.J.A.C. 8:57-4.14	Mumps vaccine
N.J.A.C. 8:57-4.15	Haemophilus influenza type b (Hib) conjugate vaccine
N.J.A.C. 8:57-4.16	Hepatitis B virus vaccine
N.J.A.C. 8:57-4.17	Varicella virus vaccine
N.J.A.C. 8:57-4.18	Pneumococcal conjugate vaccine
N.J.A.C. 8:57-4.19 N.J.A.C. 8:57-4.20	Influenza vaccine
N.J.A.C. 8:57-4.21	Meningococcal vaccine
N.J.A.C. 8:57-4.21 N.J.A.C. 8:57-4.22	Providing immunization
14.0.7.O. 0.07-4.22	Emergency power of the Commissioner, Department of Health and Senior
<u>N.J.A.C.</u> 8:61-2.1	Attendance at school by students or adults infected by Human Immuno-deficiency Virus (HIV)

Plainfield Board of Education v. Cooperman, 105 NJ 587 (1987)

No Child Left Behind Act of 2001, Pub. L. 107-110, 20 U.S.C.A. 6301 et seq.

# <u>HEALTH EXAMINATIONS AND IMMUNIZATIONS</u> (continued)

## <u>Possible</u>

Cross References:	*1410	Local units
	*4123	Classroom aides
	*5111	Admission
	*5113	Absences and excuses
	*5131.6	Drugs, alcohol, tobacco (substance abuse)
	*5141	Health
	*5141.21	Administering medication
	*5200	Nonpublic school students
	*6142.4	Physical education and health
	*6145.1/6145.2	Intramural competition; interscholastic competition
	*6162.5	Research
	*6164.4	Child study team
	*6171.4	Special education

<sup>\*</sup>Indicates policy is included in the  $\underline{\text{Critical Policy Reference}}$   $\underline{\text{Manual}}.$ 

TOWNSHIP OF UNION BOARD OF EDUCATION	FILE CODE: 5141.4
Union, New Jersey	X Monitored
	X Mandated
Policy	Other Reasons

### CHILD ABUSE AND NEGLECT

The Township of Union Board of Education believes that a child's physical and mental well-being must be maintained as a prerequisite to achievement through the formal educational process. The board therefore believes that it is important to identify and investigate suspected child abuse or neglect immediately. The school district will cooperate with the New Jersey Division of Youth and Family Services (DYFS) Department of Child Protection and Permanency (DCPP) in identifying and reporting all such cases, whether institutional or noninstitutional. The superintendent/designee shall act as liaison between DYFS DCPP and the district. The liaison shall facilitate communication and cooperation between the district and DYFS DCPP and act as primary contact between the schools and DYFS DCPP.

The board directs the superintendent/designee to gather, maintain, secure and make available to DYFS DCPP the relevant confidential district records of any student alleged either by school personnel or DYFS DCPP to be the victim of abuse or neglect as defined by law. The board also directs the superintendent/designee to cooperate with DYFS DCPP in scheduling interviews with any employee, volunteer or student who may have information relevant to an investigation of child abuse.

In order to increase school employees' and volunteers' awareness of the symptoms of child abuse and neglect and cause them to be better informed on all aspects of abuse and neglect, the board directs the superintendent to provide information and inservice training on the subject to all school employees and volunteers.

The superintendent is therefore directed to develop procedures for compliance with statutory requirements that child abuse and neglect be reported. All procedures as well as this policy shall be reviewed by the Executive County Superintendent. Procedures shall:

- A. Impress on all staff members and volunteers having contact with students of their responsibility to report directly and immediately to DYFS DCPP all cases of suspected abuse, abandonment, cruelty or neglect resulting in physical or mental injury, and the penalties for failing to do so. Point out that institutional abuse--abuse alleged to have taken place in the school or other institutional setting by paid school staff or a volunteer--must be reported on the same basis as noninstitutional abuse. Information reported shall include the name, age, and grade of the child, as well as the name and address of the child's parents/guardians. The report shall also include a description of the child's condition, nature and extent of his/her possible injuries, and any other information pertinent to the child abuse or neglect or identification of the suspected perpetrator;
- B. Require all school personnel and volunteers to report suspected instances of child abuse or neglect to the building principal after reporting to DYFS DCPP, unless the reporting personnel believes that he/she may be endangering the welfare of the child or himself/herself or causing retaliation or discrimination against the child or himself/herself by such notice to the building principal;
- C. Provide for the annual delivery of information and inservice training to all school staff members and volunteers concerning child abuse and neglect. This shall include instruction on child abuse and neglect identification and reporting procedures;
- D. Provide for the delivery of information and inservice training to all new school district employees, both paid and voluntary, as part of their orientation;

## CHILD ABUSE AND NEGLECT (continued)

- E. Require prompt action to facilitate treatment options for the children injured by abuse or neglect in order to protect their health and wellbeing:
- F. Provide for cooperation with DYFS DCPP in scheduling interviews with any school personnel or volunteers who may have information relevant to the investigation;
- G. Provide for DYFS DCPP investigators to interview alleged victims in the presence of the school principal. his/her designee, or any staff member with whom the child is comfortable;
- H. Permit DYFS DCPP to remove students from school during the course of the school day when it is necessary to protect the child or take the child to a service provider. Removal shall take place when the principal is provided, either in advance or at the time removal is sought, with appropriate authorization as specified in N.J.S.A. 9:6-8.27 through -8.30;
- Require that a report of each case of unexplained absence which might be a cause of child abuse or neglect be reported to DYFS DCPP as the law provides, and to other appropriate school staff;
- J. Require that appropriate school staff be assigned as a liaison to facilitate communication and cooperation, and act as the primary contact between the district and DYFS DCPP in order to ensure continuance of shared information and training development:
- K. Release all student records of the child(ren) under investigation that are deemed relevant and maintain, secure and release all confidential information about child abuse cases, according to law;
- L. Fulfill other procedural requirements of the law pertaining to district response to child abuse, neglect and missing children.

The board assures all school personnel and volunteers that no one will be discharged from employment or discriminated against in any way as a result of making in good faith any reports of child abuse and neglect.

Due process rights will be provided to school personnel or volunteers who have been reassigned or suspended as a result of an accusation of child abuse or neglect. Temporary reassignment or suspension of school personnel or volunteers alleged to have committed an act of child abuse or neglect shall occur if there is reasonable cause to believe that the life or health of the alleged victim or other children is in imminent danger due to continued contact between the school personnel and a child.

All references to a report of child abuse or neglect against school personnel shall be removed from employee personnel records immediately following the receipt of an official notice from DYFS DCPP that such allegations were unfounded.

Adopted:

June 1999; August 25, 2009

NJSBA Review/Update:

April 2012

Readopted:

December 2013

**Key Words** 

Student Safety, Child Abuse, Child Neglect

Legal References: N.J.S.A. 9:6-1 et seg.

See particularly:

N.J.S.A. 9:6-3.1; -8.9 through -8.14; -8.21;

-8.27through -8.30;

Abuse, abandonment, cruelty and neglect of child; what constitutes

## CHILD ABUSE AND NEGLECT (continued)

-8.34 through -8.36; -8.40;

-8.46; -8.56

N.J.S.A. 18A:6-7a, -10, -11,

-13, -14, -18.1, -30, -30.1

Removal from personnel files of reference to

complaint of child abuse or neglect determined to be

unfounded

N.J.S.A. 18A:25-1

N.J.S.A. 18A:25-6, -7

Transfer of teaching staff members

Suspension of assistant superintendents, principals and

teachers ...

N.J.S.A. 18A:36-19

Student records; creation; maintenance and retention,

security and access; regulations; nonliability

N.J.S.A. 18A:36-19a

N.J.S.A. 18A:36-24 et seq.

N.J.S.A. 52:17B-9.8a et seq. N.J.A.C. 6A:16-1.4 et. seq.

N.J.A.C. 6A:16-11.1 et seq.

N.J.A.C. 6A:32-7.1 et seq.

Newly enrolled students; records and identification

Missing children; legislative findings and declarations Marking of missing child's school record

District policies and procedures

Reporting Allegations of Child Abuse and Neglect

Student records

**Possible** 

**Cross References:** \*5113 Absences and excuses

\*5125

Student records

\*5141.1

Accidents

\*5142

Student safety

<sup>\*</sup>Indicates policy is included in the Critical Policy Reference Manual.