



## ***Policy #6140***

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*Personnel*

### **SUBJECT: HEALTH EXAMINATIONS**

The Board reserves the right to request a health examination at any time during employment, at School District expense, in order to determine whether any employee can perform the essential functions of the position with or without reasonable accommodation.

Annual or more frequent examinations of any employee may be required, when, in the judgment of the school physician/nurse practitioner and the Superintendent, such procedure is deemed necessary.

The District requires that all bus drivers and substitute bus drivers shall have yearly physical examinations. Each bus driver initially employed by the School District, or by any outside vendor used by the District, shall have a physical examination within the four (4) weeks prior to the beginning of service. In no case shall the interval between physical examinations exceed a thirteen-month (13) period.

The final acceptance or rejection of a medical report with reference to the health of an employee lies within the discretion of the Board. The decision of the physician designated by the Board as the determining physician shall take precedence over all other medical advice.

All medical and health related information will be kept in accordance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

Health Insurance Portability and Accountability Act of 1996 (HIPAA), Public Law 104-191

45 Code of Federal Regulations (CFR) Parts 160 and 164

Education Law Sections 913 and 3624

8 New York Code of Rules and Regulations (NYCRR) Section 156.3(2)

10 New York Code of Rules and Regulations (NYCRR) Part 14

15 New York Code of Rules and Regulations (NYCRR) Part 6

**Adopted: July 5, 2022**