

Doctor's Note

Date _____

Regarding Patient: _____

DOB: _____

To whom it may concern:

_____ is a patient of mine. I am a primary care physician. Based on my knowledge of his/her health and medical conditions, I am recommending he/she be medically exempt from the following

Face coverings (All forms)

PCR Testing

Further information will require a HIPPA release of medical information affidavit from my patient _____. While I am not a lawyer, I do possess a basic awareness of the Americans with Disabilities Act (ADA), which as I understand it requires retail establishments, schools, and businesses to make reasonable accommodations for those with a disability such as this. My understanding is this is referenced in Civil Code Sec. 51.7(a) and 51.7(b). Students who have an IEP do not need an exemption for face coverings.

I am also aware that the California Department of Public Health has stated medical exemptions are allowed and necessary for some people including “those with a medical condition, mental health condition, or disability.” My patient is furthered protected by the UNRUH CIVIL RIGHTS ACT, which states

(b) All persons within the jurisdiction of this state are free and equal, and no matter what their sex, race, color, religion, ancestry, national origin, disability, medical condition, genetic information, marital status, sexual orientation, citizenship, primary language, or immigration status are entitled to the full and equal accommodations, advantages, facilities, privileges, or services in all business establishments of every kind whatsoever.

I am aware that my patient is a student athlete and is still capable of playing sports. He/She should not be treated any differently after submitting this medical exemption.

In the case of students, asymptomatic testing is illegal, according to the CDC, and cannot be forced on students as a condition of in-person education. CDC guidance on testing in school settings, as of December 4, 2020, states:

“If a school is implementing a testing strategy [i.e. testing healthy and sick, not based on symptoms,] testing should be offered on a voluntary basis. It is **unethical and illegal** to test someone who does not want to be tested, including students whose parents or guardians do not want them to be tested.”
<https://www.cdc.gov/coronavirus/2019-ncov/community/schools-childcare/k-12-testing.html>

Please let me know if you need further clarification or information about my patient's.

Sincerely,

_____, M.D.

_____ Date