



UNITED STATES MARINE CORPS
MARINE CORPS RECRUIT DEPOT/WESTERN RECRUITING REGION
1600 HENDERSON AVENUE, SUITE 238
SAN DIEGO, CALIFORNIA 92140-5001

IN REPLY REFER TO:
DepO 5300.8B
9B

21 AUG 1987

DEPOT ORDER 5300.8B

From: Commanding General
To: Distribution List

Subj: REQUIREMENTS FOR INDIVIDUAL MARINE AND NAVY PERSONNEL WHO
HAVE TESTED POSITIVE FOR HUMAN IMMUNODEFICIENCY VIRUS
(HIV) OR ACQUIRED IMMUNODEFICIENCY SYNDROME (AIDS)

Ref: (a) SECNAVINST 5300.30C (NOTAL)
(b) MCO P1300.8R
(c) NAVMC 2904

1. Purpose. To promulgate rules governing the conduct of personnel of this Command in order to minimize the risk of transmission of the HIV infection. To this end, proper disclosure and precaution reduce the risk of transmission of the disease to noninfected personnel, reduce the effect of infected personnel on the Command, and promote the safety of military blood supplies. This Order is specifically intended to be punitive in nature.

2. Cancellation. DepO 5300.8A

3. Summary of Revision. This revision incorporates reference (b), which gives commanders specific guidelines on assignment of HIV infected personnel.

4. Background

a. AIDS is caused by a virus that infects certain cells of the immune system. The infected individual becomes highly susceptible to various opportunistic infections which often lead to serious illness or death.

b. HIV is the virus that causes AIDS.

c. The HIV virus is transmitted through exchange of bodily fluids. Bodily fluids include blood, semen, genital secretions, excretions, and saliva.

d. People infected with HIV have a medical and moral responsibility to care for themselves and others to reduce all

possible occurrences of HIV transmission. Commanders share this responsibility. To assist the commanders while ensuring maximum protection for the privacy of HIV positive personnel, the following specific expectations and requirements are provided.

5. Action

a. Per reference (a), all military personnel assigned to or serving with MCRD, San Diego and the Western Recruiting Region shall be screened for the presence of the HIV antibody. Personnel testing positive for HIV or AIDS shall be informed of the test result and given appropriate counseling and education by commanders and designated medical staff. Counseling and education will be done in accordance with reference (c).

b. The identity of HIV positive personnel will be held in the strictest confidence. If necessary to ensure the health and safety of an HIV positive individual or other members of the command, commanding officers are authorized to inform key personnel that an individual is HIV positive. This authority can not be delegated. Commanding Officers will fully comply with reference (a), subparagraph 14 (a) and reference (c), paragraph 3003.

c. Accession, assignment, and retention of HIV positive personnel will be in strict compliance with the limitations set forth in reference (a), paragraphs 4, 9, and 10, reference (b), paragraph 1303, and reference (c), paragraph 2002.

d. Any individual screened HIV or AIDS positive shall:

(1) Personally inform all prospective sexual partners of their diagnosed condition each and every time before engaging in any type of sexual intercourse. Always use condoms when engaging in any type of sexual intercourse. Further, personally inform others each and every time before engaging in any activity in which bodily fluids could possibly be introduced into another person's body, e.g. French kissing, boxing, wrestling, and other contact sports.

(2) Personally inform health care providers, i.e., corpsmen, doctors, dentists, and eye doctors of the diagnosed condition each and every time prior to receiving treatment.

(3) Personally inform present and previous sexual partners as soon as possible of their potential exposure to HIV and encourage them to seek counseling and antibody testing.

(4) Seek regular medical evaluation and follow-up.

e. Any individual screened HIV or AIDS positive shall not:

- (1) Donate blood, sperm, organs, or other tissues.
- (2) Share toothbrushes, razors, or other items that could become contaminated with blood.
- (3) Be tattooed.

f. Failure to comply with the requirements of this Order will subject the violator to possible adverse administrative and/or punitive action under the Uniform Code of Military Justice.


H. W. PETERSON III
By direction

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