

Comprehensive Sexual Health/HIV Prevention Education

The Governing Board shall provide a well-planned, integrated sequence of medically-accurate and inclusive instruction on comprehensive sexual health and human immunodeficiency virus (HIV) prevention. The district's educational program shall provide students with the knowledge and skills necessary to protect them from sexually transmitted infections and unintended pregnancy and to have healthy, positive, and safe relationships and behaviors. The district's educational program shall also promote understanding of sexuality as a normal part of human development and the development of healthy attitudes and behaviors concerning adolescent growth and development, body image, gender, sexual orientation, relationships, marriage, and family.

(cf. 5030 - Student Wellness)
(cf. 6142.8 - Comprehensive Health Education)

Comprehensive sexual health education and HIV prevention education shall be offered to all students in grades 7-12, including at least once in junior high and at least once in high school. (Education Code 51934)

The district's curriculum shall support the purposes of the California Healthy Youth Act as specified in Education Code 51930-51939, be unbiased and inclusive of all students in the classroom, and be aligned with the State's content standards. The district shall respect the rights of parents/guardians to supervise their children's education on these subjects and to impart values regarding human sexuality to their children.

(cf. 5141.22 - Infectious Diseases)
(cf. 5141.25 - Availability of Condoms)
(cf. 5146 - Married/Pregnant/Parenting Students)
(cf. 6143 - Courses of Study)

The superintendent or designee may appoint a coordinator and/or an advisory committee regarding the district's comprehensive sexual health and HIV prevention curriculum. The advisory committee shall represent a divergence of viewpoints and may participate in planning, implementing, and evaluating the district's program.

(cf. 1220 - Citizen Advisory Committees)

Parent/Guardian Consent

Annually, parents/guardians shall be notified that they may request in writing that their child be excused from participating in comprehensive sexual health and HIV prevention education. Students excused by their parents/guardians shall be given an alternative educational activity. (Education Code 51240, 51938, 51939)
(cf. 5022 - Student and Family Privacy Rights)

A student shall not be subject to disciplinary action, academic penalty, or other sanction if the student's parent/guardian declines to permit the student to receive the instruction. (Education Code 51939)

Legal Reference:

EDUCATION CODE

- 220 Prohibition of discrimination
- 33544 Inclusion of sexual harassment and violence in health curriculum framework
- 48980 Notice at beginning of term
- 51202 Instruction in personal and public health and safety
- 51210.8 Health education curriculum
- 51225.35 Instruction in sexual harassment and violence; districts that require health education for graduation
- 51240 Excuse from instruction due to religious beliefs
- 51513 Materials containing questions about beliefs or practices
- 51930-51939 California Healthy Youth Act
- 67386 Student safety; affirmative consent standard

HEALTH AND SAFETY CODE

- 1255.7 Parents surrendering physical custody of a baby

PENAL CODE

- 243.4 Sexual battery
- 261.5 Unlawful sexual intercourse
- 271.5 Parents voluntarily surrendering custody of a baby

UNITED STATES CODE, TITLE 20

- 1232h Protection of student rights
- 7906 Sex education

Management Resources:

CSBA PUBLICATIONS

Promoting Healthy Relationships for Adolescents: Board Policy Considerations, Governance Brief, August 2014

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Health Education Content Standards for California Public Schools, Kindergarten Through Grade 12, 2008

Health Framework for California Public Schools: Kindergarten through Grade 12, 2003

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education, Sex Education and HIV/STD Instruction:

<http://www.cde.ca.gov/ls/he/se>

California Department of Public Health: <http://www.cdph.ca.gov>

California Healthy Kids Resource Center: <http://www.californiahealthykids.org>

California Safe Schools Coalition: <http://www.casafeschools.org>

Centers for Disease Control and Prevention: <http://www.cdc.gov>

U.S. Food and Drug Administration: <http://www.fda.gov>

Board of Trustees

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