

SEXUAL HEALTH AND HIV/AIDS PREVENTION INSTRUCTION

The Monterey County Board of Education (County Board) recognizes that the purpose of the sexual health and HIV/AIDS prevention instruction is to provide students with the knowledge and skills necessary to protect them from unintended pregnancy and sexually transmitted diseases and to encourage students to develop healthy attitudes concerning adolescent growth and development, body image, gender roles, sexual orientation, dating, marriage, and family. Therefore the County Board desires the Monterey County Superintendent of Schools (County Superintendent) to provide a well-planned sequence of instruction on comprehensive sexual health and HIV/AIDS prevention.

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

The Monterey County Office of Education (MCOE) curriculum shall be aligned with the state's content standards, based on medically accurate and factual information, and designed to teach students to make healthy choices and reduce high-risk behaviors. The MCOE program shall comply with the requirements of law, MCOE policy, and administrative regulation and 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 County Superintendent or designee may appoint a coordinator and/or an advisory committee regarding the MCOE comprehensive sexual health program. The advisory committee shall represent a divergence of viewpoints and may participate in planning, implementing, and evaluating the MCOE comprehensive sexual health education program. The advisory committee's recommendations shall be considered when approving the MCOE program.

(cf. 1220 - Citizen Advisory Committees)

SEXUAL HEALTH AND HIV/AIDS PREVENTION INSTRUCTION (continued)**Parent/Guardian Consent**

A parent/guardian may request in writing that his/her child be excused from participating in HIV/AIDS prevention or sexual health education. Students so excused by their parents/guardians shall be given an alternative educational activity. [Education Code (EC) 51240, 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. [EC 51939]

*Legal Reference:*EDUCATION CODE

220	<i>Prohibition of discrimination</i>
48980	<i>Notice at beginning of term</i>
51202	<i>Instruction in personal and public health and safety</i>
51210.8	<i>Health education curriculum</i>
51240	<i>Excuse from instruction due to religious beliefs</i>
51513	<i>Materials containing questions about beliefs or practices</i>
51930-51939	<i>Comprehensive Sexual Health and HIV/AIDS Prevention Education Act</i>

HEALTH AND SAFETY CODE

1255.7	<i>Parents surrendering physical custody of a baby</i>
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PENAL CODE

243.4	<i>Sexual battery</i>
261.5	<i>Unlawful sexual intercourse</i>
271.5	<i>Parents voluntarily surrendering custody of a baby</i>

UNITED STATES CODE, TITLE 20

1232h	<i>Protection of student rights</i>
7906	<i>Sex education</i>