



Mr. Donald A. Ogilvie
Interim Superintendent

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Associate Superintendent for Student Support Services

CONDOM AVAILABILITY PROGRAM TIMELINE

May 20	Committee Presentation for Policy #8211
May 21-June 9	Opportunity for Board Member Consultation with Staff Director Sue Ventresca (816-3912 or 818-4853) Researcher Caroline Taggart, Via Evaluation (362-0627)
June 3	On Committee Agenda for Additional Discussion
June 10	Board Recommendation for Policy #8211 (Tabled)
June 24	Board Recommendation for Policy #8211 <i>(Pending Board Approval)</i>
July-August	Kaleida Nurse Training Completed
August	NYSED Approval Pending
August 15	Parent Opt-Out Notifications Mailed/ Provided Online
September-Jan/2016	Health Education Requirement Completed for Grades 9-12 Parent Meetings at Individual High Schools Providing Opt-Out Opportunity
January/2016	Condom Availability Begins After Education Requirement Completed

POLICY

Instruction

SUBJECT: PREVENTION INSTRUCTION

AIDS Instruction in Health Education

The Board of Education shall provide a health education program that will include appropriate instruction for all students concerning Acquired Immune Deficiency Syndrome (AIDS). Accurate information concerning the nature of the disease, methods of transmission, and means of prevention shall be provided in an age-appropriate manner and shall be consistent with community values and will stress that abstinence is the most appropriate and effective premarital protection against AIDS.

A representative community advisory group consisting of appropriate school personnel, School Board members, parents, religious representatives, and other community members shall be established in order to make recommendations for curriculum content, implementation, and evaluation of an AIDS instructional program. Appropriate training will be provided for instructional staff.

No student shall be required to receive instruction concerning the methods of prevention of AIDS if the parent or legal guardian has filed with the school principal a written request that the student not participate in such instruction, with an assurance that the student will receive this instruction at home.

Prevention and Reduction of Sexual Risks Instruction

The Board of Education shall provide a comprehensive K through 12th grade health education program that will include developmentally appropriate instruction for all students in family life/sexual health instruction including sexual risk prevention (STD/HIV/pregnancy prevention) education. Instruction shall be medically accurate and consistent with New York State and National Health Education Standards and community values. Instruction shall be age appropriate and promote healthy knowledge, attitudes, skills and behaviors, and stress abstinence from sexual intercourse as the most appropriate and effective protection against STD/HIV and unplanned pregnancies for school-aged youth. STD/HIV instruction shall include the nature of the disease, methods of transmission, and methods of prevention.

The representative school community advisory group (Buffalo Public School Sexual Health Committee) consisting of appropriate school personnel, School Board members, parents, religious representatives, and other community members shall make recommendations for curriculum content, implementation and evaluation of the instructional program. Appropriate training will be provided for instructional staff.

No student shall be required to receive instruction concerning the methods of prevention of sexual risks and HIV if the parent or caregiver has filed with the school principal a written request that the student not participate in such instruction, with the assurance that the student will receive the instruction at home.

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POLICY

Instruction

SUBJECT: PREVENTION INSTRUCTION (Cont'd.)

STD/HIV instruction for students in grades 7-12 includes reproductive health education as provided by §135.3(2)(ii) of Commissioner's regulations.

The Buffalo Board of Education makes condoms available to high school students as part of the district's AIDS instruction program. Each student requesting condoms receives annual, accurate and complete personal health guidance as to the risks of disease that takes into account the student's age. STD/HIV instruction grades 7-12 and condom availability grades 9-12 are available to all students as per Title II of the Americans with Disabilities Act of 1992 (unless parent/guardian has opted the student out).

Condoms may be made available to students under the following conditions:

1. *Abstinence* (not engaging in sexual behavior) shall be explicitly expressed by the Buffalo Public School District as the best way to avoid disease and unplanned pregnancy. *Abstinence* shall also be the basis for individual, accurate and complete personal health guidance provided to students from a trained and supervised school nurse prior to condom availability;
2. Condoms shall be made available only by school nurses and in the school nurse's office;
3. Condoms shall be made available only to grade 9-12 students;
4. Condoms shall be made available only to students who have successfully completed the required HIV/AIDS/sexual health instruction program in their Health Education class;
5. Condoms shall be made available only with prior parental notification of the choice to opt-out. No student shall be permitted to participate in the condom availability program if the student's parent(s) has submitted a written request to opt-out.

Substance Abuse-Prevention Instruction

The Board of Education recognizes the need to educate students on the hazards of alcohol, tobacco and/or drug abuse. A prevention program will be developed to inform students of:

- a) Causes for substance abuse;
- b) Physical and psychological damage associated with substance abuse;

(continued)

POLICY

Instruction

SUBJECT: PREVENTION INSTRUCTION (Cont'd.)

- c) Avoidance of alcohol, tobacco and drugs;
- d) Dangers of driving while under the influence of alcohol or drugs.

Environmental Conservation Instruction

The Board of Education supports and encourages the development of a District-wide, articulated curriculum of environmental conservation integrated into other program disciplines.

Fire and Arson Prevention Instruction

The Board of Education directs the administration to provide instruction in fire and arson prevention for all students in each school for a period of not less than forty-five (45) minutes **two times during** each school year.

Student Safety

Instruction in courses in technology education, science, home and career skills, art and physical education, health, and safety shall include and emphasize safety and accident prevention.

Safety instruction shall precede the use of materials and equipment by students in applicable units of work in the courses listed above, and instructors shall teach and enforce all safety procedures relating to the particular courses. These shall include the wearing of protective eye devices in appropriate activities.

Emergency Planning

A District Emergency plan shall be filed in the District Office to be followed in the event of natural or manmade disasters or enemy attack. Students shall be provided instruction to respond effectively in emergency situations.

Instruction on Prevention of Child Abduction

All students in grades K through 8 in District schools shall receive instruction designed to prevent the abduction of children. Such instruction shall be provided by or under the direct supervision of regular classroom teachers and the Board of Education shall provide appropriate training and curriculum materials for the regular classroom teachers who provide such instruction. However, at the Board's discretion, such instruction may be provided by any other public or private agency.

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POLICY

Instruction

SUBJECT: PREVENTION INSTRUCTION (Cont'd.)

The Commissioner of Education will provide technical assistance to assist in the development of curricula for such courses of study which must be age appropriate and developed according to the needs and abilities of students at successive grade levels in order to provide awareness skills, information, self-confidence, and support to aid in the prevention of child abduction.

For purposes of developing such courses of study, the Board of Education may establish local advisory councils or utilize the school-based shared decision making and planning committee established pursuant to the Regulations of the Commissioner to make recommendations concerning the content and implementation of such courses. Alternatively, the District may utilize courses of instruction developed by consortia of School Districts, boards of cooperative educational services, other School Districts, or any other public or private agency. Such advisory council shall consist of, but not be limited to, parents, school trustees and Board members, appropriate school personnel, business and community representatives, and law enforcement personnel having experience in the prevention of child abduction.

AIDS Instruction: 8 New York Code of Rules and Regulations (NYCRR) Section 135.3(b)(2) and (c)(2)
Substance Abuse: Education Law Section 804
8 New York Code of Rules and Regulations (NYCRR) Section 135.3(a)
Student Safety: Education Law Section 808
8 New York Code of Rules and Regulations (NYCRR) Sections 107 and 155
Fire and Arson: Education Law Section 808
Civil Preparedness: New York State Office of Disaster Preparedness
Prevention of Child Abduction: Education Law Section 803-a

Adopted: 4/24/02
Revised:



8211 P

Health Related Services

428 City Hall, Buffalo, New York 14202
Phone: (716) 816-3098 Fax: (716) 851-3698

Dear Parent or Guardian:

DATE

The Buffalo Public School District health education program includes sexual health and HIV/AIDS prevention education. Part of the high school program is the Condom Availability Program (CAP) which makes condoms available to students under specific conditions listed below. As a parent or guardian, you may ask that the school nurse **not** give your child condoms. This is called *parent opt-out*. The parent opt-out is not applicable if your child 1) is 18 years of age or older; 2) has been or is currently married; or 3) is entitled under law to give consent for himself/herself.

To ask that your daughter/son **not** be able to receive condoms from the school nurse, **please complete the attached form and send it to the District's Director of Health Related Services in an envelope marked "CONFIDENTIAL"**. If you change your mind send a letter to the Director of Health Related Services at the address below to notify the District.

Condoms may be made available to students only under the following conditions:

1. *Abstinence* (not engaging in sexual behavior) shall be explicitly expressed by the Buffalo Public School District as the best way to avoid disease and unplanned pregnancy. *Abstinence* shall also be the basis for individual, accurate and complete personal health guidance provided to students from a trained and supervised school nurse prior to condom availability;
2. Condoms shall be made available only by school nurses and in the school nurse's office;
3. Condoms shall be made available only to grade 9-12 students;
4. Condoms shall be made available only to students who have successfully completed the required HIV/AIDS/sexual health instruction program in their Health Education class;
5. Condoms shall be made available only with prior parental notification of the choice to opt-out. No student shall be permitted to participate in the condom availability program if the student's parent(s) has submitted a written request to opt-out.

Thank you.

Office of Health-Related Services
Buffalo Public School District
428 City Hall
Buffalo, NY 14202
716-816-3912

Health-Related Services
Buffalo Public School District
428 City Hall
65 Niagara Square
Buffalo, NY 14202

Sign and return only if you **DO NOT** want your daughter/son to be part of the Condom Availability Program (CAP). One form must be completed for each high school child in the District.

My daughter/son _____
(Print full name of student)

Date of birth ____/____/____
Month / Day / Year

Grade (circle one): 9 10 11 12

Place name of high school here: _____ High School

IS NOT to be part of the Condom Availability Program (CAP).

Printed name of parent/guardian _____

Signature of parent/guardian _____

Date _____

Return form in envelope marked CONFIDENTIAL to:

Health Related Services
Buffalo Public School District
428 City Hall
65 Niagara Square
Buffalo, NY 14202