Students

BP 5141.25(a)

AVAILABILITY OF CONDOMS

The Board of Education strongly encourages students to abstain from sexual activity. However, the Board also believes it has a responsibility to take steps to prevent pregnancy among minors, Human Immunodeficiency Virus (HIV) infection and Acquired Immune Deficiency Syndrome (AIDS), and other sexually transmitted infections among students who do not abstain from sexual activity.

(cf. 5146 - Married/Pregnant/Parenting Students)
(cf. 6142.1 - Sexual Health and HIV/AIDS Prevention Instruction)

Condoms, when properly used, can reduce the incidence of pregnancy and transmission of HIV and other sexually transmitted infections. The Board therefore finds it appropriate for condoms to be available to students at secondary schools.

The Superintendent or designee shall notify parents/guardians of Board policy regarding the availability of condoms and that they may exclude their children from the program. Parents/guardians who choose to exclude their children shall be offered information and educational materials designed to help them communicate effectively with their children about pregnancy prevention and sexually transmitted infections.

Condoms shall be available, as resources permit, to individual secondary school students at locations identified by the Superintendent or designee. Related information shall be provided at the same locations, and a licensed health care professional shall be available to counsel students.

Condoms shall be provided in their original packaging, along with the manufacturer's instructions. Students shall receive additional information as appropriate and necessary regarding the proper use of condoms and their effectiveness.

Verbal and/or written information shall be provided to students obtaining condoms that emphasizes that abstinence is the only 100% effective method of preventing pregnancy, HIV transmission, and sexually transmitted infections and that does not condone or in any way encourage sexual activity among or with minors.

The Superintendent or designee may provide contact information for resources that provide further information and counseling regarding testing and treatment for HIV/AIDS and other sexually transmitted diseases, and pregnancy testing and prevention.

(cf. 1020 - Youth Services)

Legal Reference: (see next page)
AVAILABILITY OF CONDOMS (continued)

Legal Reference:

EDUCATION CODE
49062  Records; establishment, maintenance and destruction
49069  Absolute right to access
49422  Supervision of health and physical development of pupils
51934  AIDS prevention instruction

FAMILY CODE
6925  Prevention or treatment of pregnancy

HEALTH AND SAFETY CODE
121255  Further findings and declarations

PENAL CODE
261.5  Unlawful sexual intercourse
288  Lewd or lascivious acts with child under age 14

UNITED STATES CODE, TITLE 20
7906  Prohibition against use of federal funds for contraceptive distribution

Management Resources:

WEB SITES
CDE:  http://www.cde.ca.gov
California Department of Health Services:  http://www.dhcs.ca.gov
Centers for Disease Control and Prevention:  http://www.cdc.gov
National Association of State Boards of Education:  http://www.nasbe.org

Policy
SAN DIEGO UNIFIED SCHOOL DISTRICT
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San Diego, California
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