

**AVAILABILITY OF CONDOMS**

The Board of Trustees recognizes that, according to research, many youth are engaging in sexual activity, and that such behavior can lead to increased risk of Human Immunodeficiency Virus (HIV) infection and Acquired Immune Deficiency Syndrome (AIDS), other sexually transmitted diseases, and pregnancy.

The Board strongly encourages students to abstain from sexual activity. However, the Board also believes it has a responsibility to take steps to prevent the spread of disease among students who do not abstain from sexual activity.

*(cf. 6142.2 - AIDS Prevention Instruction)*

Condoms, when properly used, can lessen the chances of transmitting HIV and other sexually transmitted diseases. The Board therefore finds it appropriate for condoms to be available to male and female students at high schools, along with information which stresses that abstinence is the only sure means of protecting against HIV, explains the effective use of condoms, and identifies unlawful sexual activity.

The Superintendent or designee shall notify parents/guardians of Board policy regarding the availability of condoms and shall seek parent/ guardian involvement in developing plans for implementing this policy. The Board shall approve plans related to the availability of condoms prior to implementation.

Condoms shall be available to individual high school students at locations designated 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.

*Legal Reference:*

EDUCATION CODE

49062 *Records: establishment, maintenance and destruction*

49069 *Absolute right to access*

49422 *Supervision of health and physical development of pupils*

51201.5 *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 with female under age 18*

286 *Sodomy*

288 *Lewd or lascivious acts with child under age 14*

288a *Oral copulation*

*People v. Beeman (1984) 35 Cal. 3d 547, 561*

**Policy**

**Adopted:** March 13, 2000

**Revised:** November 9, 2010

**FORTUNA UNION HIGH SCHOOL DISTRICT  
Fortuna, California**