



Sexual Education Curriculum Policy

Policy Number: 3302

I. Board Policy

Summit Academy Sex Education Curriculum Materials Review Committee formed at the LEA and/or school level, as determined by the Summit Academy Board of Directors, includes parents, health professionals, school health educators, and Administrators, with at least as many parents as school employees. The membership of the committee shall be appointed and reviewed annually by August 1 of each year by the Board.

II. Definition

In accordance to **Utah Admin. Rules R277-474-2, Utah Code 53G-10-402(1) and 53G-10-403:**

1. “Sex education instruction or instructional programs” means any course material, unit, class, lesson, activity, or presentation that, as the focus of the discussion, provides instruction or information to students about sexual abstinence, human sexuality, human reproduction, reproductive anatomy, physiology, pregnancy, marriage, childbirth, parenthood, contraception, HIV/AIDS or other sexually transmitted diseases, or refusal skills. While these topics are most likely discussed in such courses as health education, health occupations, human biology, physiology, parenting, adult roles, psychology, sociology, child development, and biology, this rule applies to any course or class in which these topics are the focus of discussion.
2. “Refusal skills” means instruction in:
 - a. A student’s ability to clearly and expressly refuse sexual advances (by a minor or by an adult);
 - b. A student’s obligation to stop the student’s sexual advances if refused by another individual;
 - c. The student’s right to report and seek counseling for unwanted sexual advances;
 - d. Recognizing sexual harassment;
 - e. Informing a student that a student may not consent to criminally prohibited activities or activities for which the student is legally prohibited from giving consent, including the electronic transmission of sexually explicit images by an individual of the individual or another.
3. “Maturation education” means instruction and materials used to provide fifth or sixth grade students with age appropriate, medically accurate information regarding the physical and emotional changes associated with puberty, to assist in protecting students from abuse, and to promote hygiene and good health practices.
4. “Medically accurate” means verified or supported by a body of research conducted in compliance with scientific methods and published in journals that have received peer review, where appropriate, and recognized as accurate and objective by professional organizations and agencies with expertise in the relevant field, such as the American Medical Association.

III. Sex Education Instruction Requirement

Subject to parental permission, a student shall receive sex education instruction on at least two occasions during the period that begins with the beginning of grade 8 and ends with the end of grade 12 in accordance to **Utah Code 53G-10-402(3)(a)**.



IV. Parental Notification and Permission Form Required for Participation

Students may not participate in any sex education instruction or instructional program unless, prior to the student's participation, the school has on file for that student a completed parental notification form relating to that specific instruction or program which indicates that the student's parent authorizes the student to participate in accordance to **Utah Code 53G-10-402 (4)(a), 53G-10-403, Utah Admin. Rule R277-474-2(8) and R277-474-5(9)**. The form shall:

1. Explain a parent's right to review proposed curriculum materials in a timely manner.
2. Request the parent's permission to instruct the parent's student in identified course material related to sex education or maturation education.
3. Allow the parent to exempt the parent's student from attendance from a class period where the identified sex education or maturation instruction is presented and discussed.
4. Be specific enough to give parents fair notice of topics to be covered.
5. Include a brief explanation of the topics and materials to be presented and provide a time, place, and contact person for review of the identified curricular material.

Completed permission forms shall be maintained in the student's educational records for a reasonable period of time.

If a student is exempted from participation in sex education or maturation education, the Summit Academy shall either waive the participation requirement or provide a reasonable alternative to the requirement in accordance to **Utah Admin. Rule R277-474-5(11)**.

V. Health and Sex Education Guidelines

In accordance to **Utah Code 53-G-10-402(2)(b), (e)(i)**, all health and sex education shall stress the importance of abstinence from all sexual activity before marriage and fidelity after marriage as methods of preventing sexually transmitted diseases. The curriculum and education shall also stress personal skills that encourage individual choice of abstinence and fidelity in marriage.

At no time may instruction be provided, including responses to spontaneous questions raised by students, regarding any means or methods that facilitate or encourage the violation of any state or federal criminal law by a minor or an adult.

Nothing in this policy precludes an educator from responding to a spontaneous question provided that the response is consistent with this policy.

The following may not be taught in Summit Academy schools in accordance to **Utah Admin. Rule R277-474-3(1) and Utah Code 53G-10-402(2)(b)(iii)**:

1. The intricacies of intercourse, sexual stimulation, or erotic behavior.
2. The advocacy of premarital or extramarital sexual activity.
3. The advocacy or encouragement of the use of contraceptive methods or devices.

Summit Academy may, under curriculum adopted in accordance with this policy, provide instruction which includes information about contraceptive methods or devices and which stresses effectiveness, limitations, risks, and information on state law applicable to minors obtaining contraceptive methods or devices per **Utah Code 53G-10-402(2)(b)(iv)**.



VI. Sexual Abuse Prevention and Awareness

In accordance to **Utah Code 53G-9-207(4), (5)**, schools may provide instruction to elementary school students on child sexual abuse and human trafficking prevention and awareness using the instructional materials approved by the State Board of Education for that purpose. However, before an individual student may receive this instruction, the student’s parent must be notified in advance of the instruction and the content of the instruction and of the parent’s right to have the student excused from the instruction, given an opportunity to review the instruction materials, and be allowed to be present when the instruction is delivered. A parental permission form (as outlined above) must be received for each student before that student receives the instruction. Upon the written request of a parent, a student shall be excused from the instruction.

VII. Instructional Staff Training and Inservice

In accordance with **Utah Admin. Rules R277-474-3(4) and R277-474-5(1), (2)**, Summit Academy staff who have responsibility for some aspect of sex education instruction at one of the Summit Academy schools may include Administrators, teachers, counselors, teacher’s assistants, or coaches, but are not necessarily limited to those categories.

In their first year of service or assignment, all newly hired or newly assigned staff who have responsibility for any aspect of sex education instruction in the LEA will attend a State-sponsored in service outlining the sex education curriculum and the criteria for sex education instruction in any courses offered in the public education system.

All staff who have any responsibility for any aspect of sex education instruction in the LEA will attend a LEA training outlining the sex education curriculum and the criteria for sex education instruction in any courses offered in the public education system at least once every three (3) years.

VIII. Sex Education Curriculum Materials Review Committee

In accordance with **Utah Admin. Rules R277-474-2(1) and R277-474-5(3), (4), (5)**, the Summit Academy Board of Directors shall appoint a Summit Academy Sex Education Curriculum Materials Review Committee. This committee shall be composed of parents, health professionals, school health educators, and Administrators, with at least as many parent members as school employee members. The Board shall appoint and review the membership of the committee by August 1 of each year, making new appointments as necessary or appropriate.

The Summit Academy Sex Education Curriculum Materials Review Committee shall meet on a regular basis as determined by the members of the committee, shall select officers, shall establish procedures for operation, shall designate a chair, and shall comply with the Utah Open and Public Meetings Act.

IX. Review of Guest Presentations Relating to Sex Education

Before any guest speaker or guest presenter may present any information in any course relating to sex education instruction, the speaker or guest presenter and the materials to be presented must have been approved by the Summit Academy Sex Education Curriculum Materials Review Committee.

The committee shall not authorize the use of any sex education instructional program which has not been previously approved for use in the LEA as set forth below regarding curriculum approval in accordance to **Utah Admin. Rules R277-474-5(5)(c), (6)**.



X. Adoption of District Sex Education Instructional Materials

In accordance to **Utah Code 53G-10-402(2)(g)(ii)(h), (8)** and **Utah Admin. Rules R277-474-6**, the Summit Academy Board of Education shall determine what sex education instructional materials will be used in the LEA. The Board shall request that the Summit Academy Sex Education Curriculum Materials Review Committee provide recommendations regarding the sex education instructional materials to be used in the LEA. Such recommended materials must be medically accurate and must be consistent with the Health and Sex Education Guidelines set forth above. Following recommendations from the Review Committee, the Board shall consider whether to adopt recommended materials at a public meeting which includes a public hearing on the issue. The proposed materials shall have been made available for review by school stakeholders for a reasonable time in advance of the meeting. If a majority of the Board members present vote to adopt the recommended materials, then the materials maybe used in the LEA.

Following adoption of the materials, a parent of a student at Summit Academy may appeal regarding the content of the materials by submitting a written appeal to the Board which specifically explains the resident’s objections or concerns regarding the materials. The Board shall refer the appeal to the Summit Academy Sex Education Curriculum Materials Review Committee for recommendations regarding the response to the appeal. The Board shall review the Committee’s recommendations and then determine what action, if any, is appropriate.

The Board of Education shall annually review the decision to adopt the sex education instructional materials used in the LEA and shall consider whether tocontinue use of those materials.

Every two years, the Board’s review shall include data for the county that Summit Academy is located in regarding teen pregnancy, child sexual abuse, and sexually transmitted diseases and infections, and also shall include data on the number of pornography complaints or other instances reported within the LEA.

XI. Monitoring of Sex Education Instruction

Each school shall log and track all parental or community complaints and comments resulting from student participation in sex education instruction in the school, including disposition of any complaints made. This information shall be provided to LEA Administration on a monthly basis during the school year.

Summit Academy Administration shall compile and maintain records of parental or community complaints and comments resulting from student participation in sex education instruction in the LEA, including disposition of complaints, and shall provide that information to the State Superintendent upon request in accordance with **Utah Admin. Rules R277-474-5(10)** and **R277-474-7(3)**.

XII. References

Utah Admin. Rules R277-474-5(5)(c), (6)

Utah Admin. Rule R277-474-3(1)

Utah Admin. Rule R277-474-5(11)

Utah Admin. Rules R277-474-2

Utah Admin. Rules R277-474-2(1)

Utah Admin. Rules R277-474-2(8)



Utah Admin. Rules R277-474-3(4)
Utah Admin. Rules R277-474-5(1), (2)
Utah Admin. Rules R277-474-5(10)
Utah Admin. Rules R277-474-5(11)
Utah Admin. Rules R277-474-5(3), (4), (5)
Utah Admin. Rules R277-474-5(9)
Utah Admin. Rules R277-474-6
Utah Admin. Rules R277-474-7(3)
Utah Code § 53G-10-402(1)
Utah Code § 53G-10-402(3)(a)
Utah Code § 53G-10-402(4)(a)
Utah Code § 53G-10-403
Utah Code 53G-10-402(2)(b)(iii)
Utah Code 53G-10-402(2)(b)(iv)
Utah Code 53-G-10-402(2)(b), (e)(i)
Utah Code 53G-10-402(2)(g)(ii)(h), (8)
Utah Code 53G-9-207(4), (5)

XIII. Attachments

N/A

XIV. Revision History and Approval Date

Version 1: August 19, 2021: Effective