

New York State Health-related Requirements

Section 135.1 (j)

Health education means instruction in understandings, attitudes and behavior in regard to the several dimensions of health. This instruction relates to alcohol, tobacco, and other drugs, safety, mental health, nutrition, dental health, sensory perception, disease prevention and control, environmental and public health, consumer health, first aid, and other health related areas.

Section 135.3 (a)

It shall be the duty of the board of education to provide a satisfactory program in health education in accordance with the needs of pupils in all grades.

Section 135.3 (b)

The *elementary school* shall include a sequential health education program for all pupils, grades K-6. Health education in the elementary school shall be taught by the regular classroom teachers or a certified health teacher.

The *secondary school* curriculum shall require health education for all pupils. In the junior high school grades, provision shall be made for a separate one-half year course and in the senior high; provision shall also be made for an approved one-half unit course. Health education shall be taught by teachers holding a certificate to teach health.

Successful completion of the secondary health education program and the parenting learning standards is required for graduation.

Health Coordinator (CR 135.3 (c) (1))

A member of each faculty with approved preparation shall be designated as health coordinator, in order that the entire faculty may cooperate in realizing the potential health-teaching values of the school programs. This coordinator will insure that courses are supportive of health education, and provide cooperation with community agencies and use of community resources for achieving a complete school-community health education program.

Advisory Council (CR 135.3 (b) (2), (c) (2) (i))

In public schools, the Board is required to have an AIDS Advisory Committee, for making recommendations concerning the content, implementation, and evaluation of an HIV/AIDS instruction program. School districts are encouraged to broaden the domain of this committee to include other health related mandates.

NYS Learning Standards for Health

(See Performance Indicators in NYSED document

<http://www.emsc.nysed.gov/sss/schoolhealth/schoolhealtheducation/healthPEFACSLearningStandards.pdf>)

1. Students will have the necessary knowledge and skills to establish and maintain physical fitness, participate in physical activity, and maintain personal health.
2. Students will acquire the knowledge and ability necessary to create and maintain a safe and healthy environment.
3. Students will understand and be able to manage their personal and community resources.

Health Education Skills

Self Management & Relationship Management
Stress Management
Decision Making
Planning and Goal Setting
Communication
Advocacy

Functional Knowledge

Tobacco
Sexual Risk
HIV/AIDS
Violence Prevention
Unintentional Injury
Alcohol & Other Drugs
Family Life/Sexual Health
Physical Activity & Nutrition
Other Required Health Areas

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See the Guidance Document

<http://www.emsc.nysed.gov/sss/schoolhealth/schoolhealtheducation/GuidanceDocumentFinal1105.pdf>

NYS Public School Health-related Requirement Checklist

Use This Checklist to See if Your District is in Compliance

To help you meet these requirements or for further information contact OCM BOCES
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			Who assesses?
		Whose Responsibility?	
CR 100.2 (j) (i)	Each school district shall have a guidance program for all students to help students who exhibit any attendance, academic or behavioral problems. Also to encourage parental involvement. Child Sexual Abuse Education – Students K – 6 shall be educated by the Guidance program in coordination with the teaching staff concerning the avoidance of child sexual abuse.		
CR 100.5 (3) (vi)	For graduation students need one half unit of credit of health education in accordance with the requirements set forth in section 135.3(c) and completion of the Learning standards in the area of parenting attained through either the health or family and consumer sciences programs or a separate course.		
CR 100.5(a)(3)(vi)	Parenting Education – for graduation all high school students must successfully complete the scope of instruction outlined in the Parenting Education Resource Guide.		
CR 107.1	Safety Education – all students K-12 shall receive instruction regarding pertinent safety issues. A comprehensive plan for safety education is required.		
CR 135.3 (b) (c) (1)	Health Education – the K-6 curriculum shall include a sequential program for all pupils and generally is taught by the regular classroom teacher. In grades 7 – 12 health education shall be required for all pupils and shall be taught by teachers holding a certificate to teach health. Curriculum should involve pupil participation in planned activities for developing attitudes, knowledge, and behavior that develops their ability to make constructive decisions regarding their social, emotional as well as physical health.		
CR 135.3 (C)(1)	Health Coordinator required in each secondary school.		
CR 135.1 D	Pre K -12 – Nutrition education is a mandated part of health education.		
CR 135.3	HIV/AIDS Education – all students K-12 shall have HIV/AIDS instruction as part of the health education program concerning the nature of the disease, method of transmission and method of prevention. Instruction must stress abstinence as the most appropriate and effective premarital protection against AIDS. Instruction must be age and developmentally appropriate and consistent with community values. (The only HIV education portion that may be ‘opted out’ of is method of prevention.) Local school boards can go through a process to get State approval to distribute condoms as part of their AIDS instruction.		
EL A 17, S803a	Child Abduction Prevention – all students K - 8 shall receive instruction to prevent the abduction of children.		
EL A 17, S804	Alcohol, Drugs and Tobacco Abuse – all students will receive alcohol, tobacco and other drug prevention education and promotion of attitudes and behaviors that enhance health, well-being, and human dignity, as an integral part of health education.		
EL A 17, S804 (3a)	Instruction regarding methods of prevention and detection of certain cancers , including but not limited to breast cancer, skin cancer, testicular cancer and other cancers where certain preventive measures have become generally accepted. This instruction shall be at the high school level.		
EL A 17, S804 (B)	Instruction regarding child development, parental skills and responsibilities shall be an integral part of FACS or health education. It shall be taught by certified teachers using an established curriculum for instruction. Adequate time and curriculum resources shall be provided by school authorities.		
EL A 17, S805	Every superintendent will file with the commissioner of education an affidavit showing provisions of S 804 being met. Teachers who refuse to teach areas as specified in S 804 may have their license revoked.		
EL A 17, S806	Highway and Traffic Safety; School Safety Patrols – all students will receive instruction in highway safety and traffic regulation, including bicycle and school bus safety.		
EL A 17, S808	Fire & Arson Prevention – the commissioner of education is directed to provide a course of instruction in fire and arson prevention, injury prevention and life safety education. This instruction shall be given to all pupils in every school for 45 minutes per month while school is in session.		
EL A 17, S814	Internet Safety – School districts may provide instruction K-12 designed to promote the proper and safe use of the internet.		
EL 305 (35)	It is strongly recommended that school districts incorporate social and emotional development into their elementary and secondary school education programs pursuant to the Children’s Mental Health Act 2006 and the Bd. Of Regents P-16 Plan – Action 11 “to reduce barriers to learning.”		
Laws of 2000, Chapter 181	S.A.V.E. -The course of instruction in grades K-12 shall include a component on civility, citizenship and character education. The Board of Regents will modify the health curriculum to ensure that students have the skills necessary to address issues of violence prevention and mental health no later than middle school. S 801-a also includes instruction in civility, citizenship and character education.		
Federal PL 108.265 Section 204	Child Nutrition and WIC Reauthorization Act of 2004 All schools must have a local wellness policy developed by a committee comprised of school administrators, food service staff, school board members, parents, students, and community members. The Wellness Policy should address school goals regarding Nutrition Education, Nutrition Standards for all foods other than hot lunch, Physical Activity and other school-based activities designed to promote student wellness.		
§16.2	Exemption from any mandated Health Teaching – petition may be filed by a person authorized to represent a religious group on a statewide basis. The commissioner determines if teaching conflicts with the religious tenets in petition. Child is excused only from the portion of health the commissioner found to be in conflict with the religious tenets.		