

**New York State Education Department (NYSED)  
Commissioner's Regulations §135.3 – Health Education**

**NYSED Assessment Process for Review of Local Education Agencies (LEAs)  
Condom Availability Plan (CAP) and Approval of**





13. Indicates personal health guidance to students will include but not be limited to: a) risks of unprotected sex and avoiding/reducing risky behavior	<input type="checkbox"/>	<input type="checkbox"/>		
b) potential consequences of not using a condom during sexual intercourse and/or sexual activity	<input type="checkbox"/>	<input type="checkbox"/>		

c



**New York State Reviewer to Complete After Assessment of the LEA's CAP**

Yes, the criteria for CR§135.3(c) (2) (ii) are met.

\_\_\_ No, some of the criteria for CR§135.3(c) (2) (ii) are not met and it is recommended that the LEA revise its CAP accordingly. Technical assistance may be requested from NYSED.

**Plan for Training School Personnel and/or Health Service Personnel  
Providing Personal Health Guidance to Students**

Yes, the requirements listed in section (e) of the assessment rubric have been met and I recommend that the plan for training be approved.

\_\_\_ No, the requirements listed in section (e) of the assessment rubric have not been met and I do not recommend that the plan for training be approved. Please see the recommendations for corrective actions on the assessment rubric. Technical assistance may be requested from NYSED.

Reviewer Signature: \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_

Reviewers/Credential(s): are current members of the New York State Department's Office of Student Support Services and the New York Statewide School Health Services Center consisting of professionals with expertise in HIV/AIDS prevention, school health services, health and physical education, teaching and school administration.

**Disclaimer**

This document provides LEA's with a framework for developing their CAP prior to submission to NYSED and the requirements for an approvable plan for training school personnel and/or health service personnel providing personal health guidance to students. It is intended for use by administrators, school health services personnel and health educators. Every attempt has been made to ensure the information contained in this document is accurate and reflects current best practices. Upon submission, NYSED will review an LEA's CAP to ensure it conforms to CR §135.2(c) (2) (ii). This document is to be used for guidance purposes only except that a CAP may not be implemented until NYSED approves the plan for training, which must meet the requirements established in this document (section e). The CAP and any local instructional strategies developed based upon this document, in whole or in part, should be consistent with local community values and needs and should be reviewed through normal school district procedures, which may include review by legal counsel and the school district's medical director.

Updated 11/14/2017