



Public Schools of North Carolina

State Board of Education
Howard N. Lee, Chairman

Department of Public Instruction
Michael E. Ward, State Superintendent

<http://www.ncpublicschools.org>

November 8, 2004

TO: LEA Superintendents
Eligible Charter Schools

FROM: Elsie C. Leak, Ed. D., Associate Superintendent
Curriculum and School Reform Services

SUBJECT: Federal Abstinence Until Marriage Grant
Five-Year Funding Cycle, Year Three 2004/2005

Background

North Carolina is in year three of a five-year grant award from the federal government to help with the implementation of abstinence until marriage instruction. Each year the funding will be approximately \$1.15 million dollars. At this point, the federal government has only approved the first quarter allotment amount. We are requesting a planning budget for the total third year amount, however, **only the first quarter will be available to spend**. You will be notified through your allotment report when, and if, the rest of the money becomes available. In past years, the funding cycle began October 1st and ended September 30th. Beginning with the 2004-2005 allotment, funds will be available beginning **January 1st** and ending **December 31st**.

Funding & Legislative Priorities

The money is allocated to LEAs and eligible charter schools to implement the legislative priorities of this funding. These legislative priorities include the use of the funds to provide abstinence until marriage education and where appropriate, mentoring, counseling, and adult supervision to promote abstinence from sexual activity.

Spending Criteria

Monies from this grant must be used to develop an abstinence until marriage education program that does the following:

- (a) has as its exclusive purpose, teaching the social, psychological, and health gains to be realized by abstaining from sexual activity;

Healthy Schools
6349 Mail Service Center, Raleigh, North Carolina 27699-6349
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- (b) teaches abstinence from sexual activity outside of marriage as the expected standard for all school age children;
 - (c) teaches that abstinence from sexual activity is the only certain way to avoid out-of-wedlock pregnancy, sexually transmitted diseases, and other associated health problems;
 - (d) teaches that a mutually faithful monogamous relationship in the context of marriage is the expected standard of human sexual activity;
 - (e) teaches that sexual activity outside of marriage is likely to have harmful psychological and physical effects;
 - (f) teaches that bearing children out-of-wedlock is likely to have harmful consequences for the child, the child's parents, and society;
 - (g) teaches young children how to reject sexual advances and how alcohol and drug use increases vulnerability to sexual advances; and
 - (h) teaches the importance of attaining self-sufficiency before engaging in sexual activity.
-

Allocation of Funds

These funds are allocated in the following manner:

- **Base Funding:** There will be a varying formula based on the students in grades 7-12. The State Board of Education has established specific abstinence education instruction for students beginning in grade 7. LEAs and eligible charter schools will receive \$333 for each grade 7-12. For example, an LEA or eligible charter school with grades 7-12 would receive a total of \$2,000 as base funding.
 - **Remaining Funds:** The remaining funds will be allocated on an LEA or charter school's ADM in grades 7-12. All LEAs and charter schools must submit a budget (see budget process on next page), a signed assurance statement, and a curriculum and training form (see attachments).
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WARNING!

In order to qualify for this funding you must submit a planning budget, signed assurance form, and curriculum and training form to DPI by **December 31, 2004**. Any LEA or charter school that has not submitted a budget, signed assurance form, and curriculum and training form by December 31, 2004 **will lose their funding**. Please complete the decline of funds form if your LEA will not accept the funds. **Unaccepted funds will be used to support supplemental abstinence until marriage programs for LEAs with at-risk youth**. The Abstinence Education Supplemental Grant application for additional funds is due by **December 31, 2004**.

**Planning
Allotment and
Disbursement**

Please submit a budget based on the total planning allotment, however, only the first quarter funds will be released to spend.

Once this initial allotment has been released, subsequent allotments will be disbursed based on the funding amount received from the federal government. Budget amendments will need to be submitted if the actual allotment amount is different from the planning allotment submitted.

**End of
Year 3**

Beginning this year, funds will be available beginning **January 1, 2005** and ending on **December 31, 2005**. Unspent abstinence until marriage funds will revert after this date. **Please note that there is no liquidation period for this federal grant.** Money must be spent, not encumbered, by December 31, 2005. **Reverted funds will be used to support abstinence until marriage programs for at-risk youth.**

Budget Process

All LEAs and Charter Schools are required to submit a budget to the Department of Public Instruction by **December 31, 2004**. LEAs must transmit their budget through the Budget Utilization System (BUD). Charter Schools must submit their budgets on the FPD 208 form.

**Requirements
for Program
Reporting**

Due to federal monitoring requirements, all LEAs receiving these funds must supply an unduplicated count of students (clients) served and an encounter form. These forms include student counts of males, females, Black, Hispanic, Non-Hispanic, White, and others. The encounter form assesses average hours spent teaching abstinence until marriage per student. **These reporting forms must be completed and returned by December 31, 2005.**

**Penalties
for Misuse
of Funds**

Criminal penalties under Section 707 of Title V will apply in the event of any false statements or representations of fact in connection with the delivery of services supported by these funds and may result in fines of up to \$25,000 or imprisonment for not more than five years, or both.

Attachments

Attached is a copy of Sec. 510 that describes the federal legislation, H.B. 834; an assurance form; a curriculum and training form; an unduplicated count reporting form; and an encounter reporting form that will need to be completed during the course of this grant.

**Any
Questions?**

If you require more information or clarification, please contact Sarah Langer, Evaluation and Abstinence Consultant, at (919) 807-3867.

ECL:sl

Section 510 Abstinence Education

Goal: The Section 510 Abstinence Education Grant Program enables States to provide abstinence education, and at the option of States, where appropriate, mentoring, counseling, and adult supervision to promote abstinence from sexual activity, with a focus on those groups most likely to bear children out of wedlock.

Background: Section 510 of Title V of the Social Security Act, established under Section 912 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Public Law 104-193), created a new category of grants to support States' efforts toward abstinence education. The law provides for a mandatory annual appropriation of \$50 million for each of the fiscal years 1998-2002. Grants are awarded to States based on a statutory formula determined by the proportion of low-income children in a State to the total number of low-income children in all States.

Only State health agencies responsible for administering the Maternal and Child Health Services Title V Block Grant may apply for funding. Funds provided through the program are dispersed by State Governors, unless otherwise indicated by State law or judicial precedent. In addition, there is a required match of three non-Federal dollars for every four Federal dollars awarded. Allocations for States that do not apply for grants are returned to the U.S. Treasury and are not available for redistribution to the remaining States.

Activities

States use Section 510 Abstinence Education Grants to create new abstinence education programs or to augment those that already exist. Projects must meet the legislative priorities as described in Section 510 of Title V of the Social Security Act. Abstinence education is defined in Section 510 as "an educational or motivational program that

- (A) **Has as its exclusive purpose, teaching the social, psychological, and health gains** to be realized by abstaining from sexual activity;
- (B) **Teaches abstinence** from sexual activity outside marriage as the expected standard for all school age children;
- (C) **Teaches that abstinence from sexual activity is the only certain way** to avoid out-of-wedlock pregnancy, sexually transmitted diseases, and other associated health problems;
- (D) **Teaches that a mutually faithful monogamous relationship** in context of marriage is the expected standard of human sexual activity;
- (E) **Teaches that sexual activity outside of the context of marriage** is likely to have harmful psychological and physical effects;
- (F) **Teaches that bearing children out-of-wedlock** is likely to have harmful consequences for the child, the child's parents, and society;
- (G) **Teaches young people how to reject sexual advances** and how alcohol and drug use increases vulnerability to sexual advances; and
- (H) **Teaches the importance of attaining self-sufficiency** before engaging in sexual activity."

It is recognized that many States and jurisdictions receive relatively modest funding under the legislative formula, which results in significant variation among programs. It is not necessary for States and jurisdictions to place equal emphasis on each element listed above. A project, however, may not be inconsistent with any aspect of the abstinence education definition.

Abstinence Education is administered by the Administration for Children and Families (ACF).

GENERAL ASSEMBLY OF NORTH CAROLINA
1995 SESSION
RATIFIED BILL

CHAPTER 534
HOUSE BILL 834

AN ACT (1) TO REQUIRE PUBLIC SCHOOLS TO OFFER AN ABSTINENCE UNTIL MARRIAGE PROGRAM; (2) TO AUTHORIZE LOCAL SCHOOL BOARDS TO OFFER COMPREHENSIVE SEX EDUCATION WHEN CERTAIN REQUIREMENTS CONCERNING REVIEW AND LOCAL APPROVAL ARE SATISFIED; AND (3) TO PROVIDE FOR PARENTAL REVIEW AND APPROVAL OF, AND TO PLACE CERTAIN RESTRICTIONS ON, ANY INSTRUCTION ON SEXUALLY TRANSMITTED DISEASES, OUT-OF-WEDLOCK PREGNANCY, ABSTINENCE UNTIL MARRIAGE, AND COMPREHENSIVE SEX EDUCATION, WHETHER DEVELOPED BY THE STATE OR A LOCAL BOARD OF EDUCATION.

Whereas, parents have the primary responsibility for providing for the health and well-being of their children and the State should not abridge this responsibility; and

Whereas, parents have the primary responsibility for instilling values, ethics, and character in their children, and the State should not abridge this responsibility; and

Whereas, parents have the primary responsibility for educating their children in all areas, including the area of sexuality, and the State should not abridge this responsibility; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-81(a2) is repealed

Sec. 2. G.S. 115C-81(e) is repealed

Sec. 3 Section 81 of Chapter 115C of the General Statutes is amended by adding a new subsection to read:

“(e1) School Health Education Program to Be Developed and Administered.

(1) A comprehensive school health education program shall be developed and taught to pupils of the public schools of this State from kindergarten through ninth grade. This program includes age-appropriate instruction in the following subject areas, regardless of whether this instruction is described as, or incorporated into a description of, “family life education”, “family health education”, “health education”, “family living”, “health”, “healthful living curriculum”, or “self-esteem”:

- a. Mental and emotional health;
- b. Drug and alcohol abuse prevention;
- c. Nutrition;

- d. Dental health;
 - e. Environmental health;
 - f. Family living;
 - g. Consumer health;
 - h. Disease control;
 - i. Growth and development;
 - j. First aid and emergency care,
 - k. Preventing sexually transmitted diseases, including Acquired Immune Deficiency Syndrome (AIDS) virus infection, and other communicable diseases;
 - l. Abstinence until marriage education; and
 - m. Bicycle safety.
- (2) The State Board of Education shall supervise the development and operation of a statewide comprehensive school health education program including curriculum development, in-service training provision and promotion of collegiate training, learning material review, and assessment and evaluation of local programs in the same manner as for other programs. The State Board of Education shall adopt objectives for the instruction of the subject areas listed in subdivision (1) of this subsection that are appropriate for each grade level. In addition, the State Board shall approve textbooks and other materials incorporating these objectives that local school administrative units may purchase with State funds. The State Board of Education, through the Department of Public Instruction, shall, on a regular basis, review materials related to these objectives, and distribute these reviews to local school administrative units for their information.
- (3) The State Board of Education shall develop objectives for instruction in the prevention of sexually transmitted diseases, including Acquired Immune Deficiency Syndrome (AIDS) virus infection, that includes emphasis on the importance of parental involvement, abstinence from sex until marriage, and avoiding intravenous drug use. Any program developed under this subdivision shall present techniques and strategies to deal with peer pressure and to offer positive reinforcement and shall teach reasons, skills, and strategies for remaining or becoming abstinent from sexual activity; for appropriate grade levels and classes, shall teach that abstinence from sexual activity until marriage is the only certain means of avoiding out-of-wedlock pregnancy, sexually transmitted diseases, and other associated health and emotional problems, and that a mutually faithful monogamous heterosexual relationship in the context of marriage is the best lifelong means of avoiding diseases transmitted by sexual contact, including Acquired Immune Deficiency Syndrome (AIDS); and shall teach the positive benefits of abstinence until marriage and the risks of premarital sexual activity. Any instruction concerning the causes of sexually transmitted diseases, including Acquired Immune Deficiency Syndrome (AIDS), in cases where homosexual acts are a significant means of transmission, shall include the current legal status of those acts.
- (4) The State Board of Education shall evaluate abstinence until marriage curricula and their learning materials and shall develop and maintain a recommended list of one or more approved abstinence until marriage curricula. The State Board may develop an abstinence until marriage program to include on the recommended list. The State Board of Education shall not select or develop a program for inclusion on the

- recommended list that does not include the positive benefits of abstinence until marriage and the risks of premarital sexual activity as the primary focus. The State Board shall include on the recommended list only programs that include, in appropriate grades and classes, instruction that:
- a. Teaches that abstinence from sexual activity outside of marriage is the expected standard for all school-age children;
 - b. Presents techniques and strategies to deal with peer pressure and offering positive reinforcement;
 - c. Presents reasons, skills, and strategies for remaining or becoming abstinent from sexual activity;
 - d. Teaches that abstinence from sexual activity is the only certain means of avoiding out-of-wedlock pregnancy, sexually transmitted diseases, including Acquired Immune Deficiency Syndrome (AIDS), and other associated health and emotional problems;
 - e. Teaches that a mutually faithful monogamous heterosexual relationship in the context of marriage is the best lifelong means of avoiding sexually transmitted diseases, including Acquired Immune Deficiency Syndrome (AIDS);
 - f. Teaches the positive benefits of abstinence until marriage and the risks of premarital sexual activity;
 - g. Provides opportunities that allow for interaction between the parent or legal guardian and the student; and
 - h. Provides factually accurate biological or pathological information that is related to the human reproductive system.
- (5) The State Board of Education shall make available to all local school administrative units for review by the parents and legal guardians of students enrolled at that unit any State-developed objectives for instruction, any approved textbooks, the list of reviewed materials, and any other State-developed or approved materials that pertain to or are intended to impart information or promote discussion or understanding in regard to the prevention of sexually transmitted diseases, including Acquired Immune Deficiency Syndrome (AIDS), to the avoidance of out-of-wedlock pregnancy, or to the abstinence until marriage curriculum. The review period shall extend for at least 60 days before use.
- (6) Each local school administrative unit shall provide a comprehensive school health education program that meets all the requirements of this subsection and all the objectives established by the State Board. Each local board of education may expand on the subject areas to be included in the program and on the instructional objectives to be met. This expanded program may include a comprehensive sex education program for that local school administrative unit only if all of the following requirements are satisfied:
- a. Before a comprehensive sex education program is adopted, the local board of education shall conduct a public hearing, after adequately notifying the public of the hearing.
 - b. For at least 30 days before this public hearing and during this public hearing, the objectives for this proposed program and all instructional materials shall be made available for review.

- c. For at least 30 days after the public hearing, the objectives for the program and all instructional materials shall remain available for review by parents and legal guardians of students in that local school administrative unit.
- (7) Each school year, before students may participate in any portion of (i) a program that pertains to or is intended to impart information or promote discussion or understanding in regard to the prevention of sexually transmitted diseases, including Acquired Immune Deficiency Syndrome (AIDS), or to the avoidance of out-of-wedlock pregnancy, (ii) an abstinence until marriage program, or (iii) a comprehensive sex education program, whether developed by the State or by the local board of education, the parents and legal guardians of those students shall be given an opportunity to review the objectives and materials. Local boards of education shall adopt policies to provide opportunities either for parents and legal guardians to consent or for parents and legal guardians to withhold their consent to the students' participation in any or all of these programs.
- (8) Students may receive information about where to obtain contraceptives and abortion referral services only in accordance with a local board's policy regarding parental consent. Any instruction concerning the use of contraceptives or prophylactics shall provide accurate statistical information on their effectiveness and failure rates for preventing pregnancy and sexually transmitted diseases, including Acquired Immune Deficiency Syndrome (AIDS), in actual use among adolescent populations and shall explain clearly the difference between risk reduction and risk elimination through abstinence.
- (9) Contraceptives, including condoms and other devices, shall not be made available or distributed on school property.
- (10) School health coordinators may be employed to assist in the instruction of any portion of the comprehensive school health education program. Where feasible, a school health coordinator should serve more than one local school administrative unit. Each person initially employed as a State-funded school health coordinator after June 30, 1987, shall have a degree in health education.

Sec. 4. This act is effective upon ratification. Local boards of education are authorized to implement this act as soon as feasible and are required to do so by the beginning of the 1996-97 school year.

In the General Assembly read three times and ratified this the 29th day of July 1995.

DENNIS A. WICKER

Dennis A. Wicker
President of the Senate

HAROLD J. BRUBAKER

Harold J. Brubaker
Speaker of the House of Representatives

**Abstinence until Marriage Federal Grant
Assurance Form
Year Three 2004-2005**

Please note that no funds will be disbursed without a signed Assurance Form. Monies from this grant must be used to develop an abstinence until marriage education program that does the following:

- (A) has as its exclusive purpose, teaching the social, psychological, and health gains to be realized by abstaining from sexual activity;
- (B) teaches abstinence from sexual activity outside of marriage as the expected standard for all school age children;
- (C) teaches that abstinence from sexual activity is the only certain way to avoid out-of-wedlock pregnancy, sexually transmitted diseases, and other associated health problems;
- (D) teaches that a mutually faithful monogamous relationship in the context of marriage is the expected standard of human sexual activity;
- (E) teaches that sexual activity outside of marriage is likely to have harmful psychological and physical effects;
- (F) teaches that bearing children out-of-wedlock is likely to have harmful consequences for the child, the child's parents, and society;
- (G) teaches young children how to reject sexual advances and how alcohol and drug use increases vulnerability to sexual advances; and
- (H) teaches the importance of attaining self-sufficiency before engaging in sexual activity.

It is not necessary to place equal emphasis on each element of the definition; however, a project may not be inconsistent with any aspect of the abstinence education definition.

Assurance Statement: In accepting these funds, the local Board of Education or the Board of Directors of the Charter School assures the North Carolina Department of Public Instruction that (1) the teaching of abstinence education funded through this grant will not be mixed with any components of comprehensive sex education (2) if citizens present evidence of a lack of separation of these areas of instruction, these concerns may be brought before the Board for its consideration and action if deemed appropriate by the Board.

Name of LEA or Charter School: _____
Name and Title of Board Chairman: _____
Name and Title of School Contact: _____
E-mail of School Contact: _____
Signature of Board Chairman: _____ Date: _____

Please return this form to: Sarah Langer, Abstinence Consultant
N.C. Department of Public Instruction
6349 Mail Service Center
Raleigh, North Carolina 27699-6349
(919) 807-3867 FAX: (919) 807-3516

DEADLINE: Must be returned by December 31, 2004
Abstinence until Marriage Federal Grant
Encounter Form
Year Three 2004-2005

Entire LEA DUPLICATED count of clients served with abstinence funds during the 2004-2005 school year only

Age ▶	<10	10-14	15-17	18-19	20-24	>24	TOTAL
Non-Hispanic White Males							
Black Males							
Hispanic Males							
Males: Other							
Non-Hispanic White Females							
Black Females							
Hispanic Females							
Females: Other							
TOTAL:							

The purpose of the encounter form is to determine the total number of clients that attend each session (i.e. each time a student attends a class or session on abstinence). For example, if a teacher has eight classes on abstinence, and every student attends all classes, each student is counted eight times. The TOTAL row on the encounter should be greater than or equal to the TOTAL row on the reporting form. This information is being requested by Administration for Children and Families (ACF). This agency funds Abstinence until Marriage in North Carolina.

Name of LEA or Charter School: _____
 Name and Title of School Official: _____
 Signature of School Official: _____ Date: _____

Please return this form to: Sarah Langer, Abstinence Consultant
 N.C. Department of Public Instruction
 6349 Mail Service Center
 Raleigh, North Carolina 27699-6349
 (919) 807-3867 FAX: (919) 807-3516

DEADLINE: Must be returned by December 31, 2005
Abstinence until Marriage Federal Grant
Reporting Form
Year Three 2004-2005

Entire LEA UNDuplicated count of clients served with abstinence funds during the 2004-2005 school year only

Age ▶	<10	10-14	15-17	18-19	20-24	>24	TOTAL
Non-Hispanic White Males							
Black Males							
Hispanic Males							
Males: Other							
Non-Hispanic White Females							
Black Females							
Hispanic Females							
Females: Other							
TOTAL:							
ACH per age category							
TOTAL * ACH							

(ACH) is the Average Contact Hours (ACH) per student per age category. See attached worksheet to determine ACH. The unduplicated count of clients served is being requested by the Administration for Children and Families. This agency funds Abstinence until Marriage in North Carolina.

Name of LEA or Charter School: _____

Name and Title of School Official: _____

Signature of School Official: _____ Date: _____

Please return this form to: Sarah Langer, Abstinence Consultant
 N.C. Department of Public Instruction
 6349 Mail Service Center
 Raleigh, North Carolina 27699-6349
 (919) 807-3867 FAX: (919) 807-3516

DEADLINE: Must be returned by December 31, 2005
Instructions for completing the Average Contact Hours Worksheet

LEAs are responsible for determining the average contact hours that students in each age category receive in Abstinence until Marriage (AUM) education. How this information is collected is to be determined by the LEA. The North Carolina Department of Public Instruction (DPI) suggests surveying teachers that implement AUM to determine the average hours each student receives in AUM education per school year. The age categories of <10, 10-14, 15-17, 18-19, 20-24 and >24 should be distinguished, as certain grades may receive more AUM education. In addition to classroom instruction, you should include presentations, videos and other vehicles of information.

DPI has not requested this information in the past, although it has often been requested of DPI by national organizations and the federal government. With this information, DPI can better assess the scope of AUM education across the state and provide valuable feedback to stakeholders. Please note we are only looking for an average.

Example

Age Category

Teacher& School	<10	10-14	15-17	18-19	20-24	>24
Jane Doe/Baker Middle	7 (hrs)	10	0	0	0	0
John Doe/Fox High	0	0	16	2	0	0
Tom Smith/Fox High	0	0	5	3.5	0	0
Linda Smith/Harris Middle	5	12	12	0	0	0
Total ÷ teachers that teach that age category	6	11	11	2.75	0	0

<10: $7+5=12/2$ schools=6 10-14: $10+12=22/2$ schools=11 15-17: $16+5+12=33/3$ schools=11
 18-19: $2+3.5=5.5/2$ schools=2.75

These numbers will be transferred to the ACH per age category (row) on the reporting form.

Example

Age ▶	<10	10-14	15-17	18-19	20-24	>24	TOTAL
TOTAL: (unduplicated count)	36	259	450	5	0	0	750
ACH per age category	6	11	11	2.75	0	0	
TOTAL * ACH	216	2849	461	13.75	0	0	3539.75

**Abstinence until Marriage Federal Grant
Decline of Funds
Year Three 2004-2005**

If your LEA chooses not to accept your abstinence until marriage allotment, sign and return this form. Unaccepted funds will be used to support supplemental abstinence until marriage programs for LEAs with at-risk youth.

If your LEA or Charter School does **not** wish to receive the Federal Abstinence until Marriage funding, please sign below.

Name of LEA or Charter School: _____

Name and Title of Board Chairman: _____

Signature of Board Chairman: _____

Please return this form to: Sarah Langer, Abstinence Consultant
N.C. Department of Public Instruction
6349 Mail Service Center
Raleigh, North Carolina 27699-6349
(919) 807-3867 FAX: (919) 807-3516

DEADLINE: Must be returned by December 31, 2004