

BYLAWS OF
ECISD SCHOOL HEALTH ADVISORY COUNCIL
Approved September 20, 2005

ARTICLE I
NAME, PURPOSE AND POWERS

Section 1.1 **Name**. The name of the Council shall be the “ECISD School Health Advisory Council.”

Section 1.2 **Purpose**. The Council is established for the public purpose of recommending the following:

1. The number of hours of instruction to be provided in health education;
2. Curriculum appropriate for specific grade levels designed to prevent obesity, cardiovascular disease, and Type II diabetes through coordination of health education, physical education and physical activity, nutrition services, parental involvement, instruction to prevent the use of tobacco/drugs/alcohol, and instruction on human sexuality;
3. Appropriate grade levels and methods of instruction for human sexuality instruction; and
4. Strategies for integrating the curriculum components specified by item 2, above, with the following elements in a coordinated school health program:
 - a. School health services;
 - b. Counseling and guidance services;
 - c. A safe and healthy school environment; and
 - d. School employee wellness.
5. Content of Human Sexuality Instruction
Any instruction relating to human sexuality, sexually transmitted diseases, or human immunodeficiency virus (HIV) or acquired immune deficiency syndrome (AIDS) shall be selected by the Board with the advice of the local school health advisory council. The instruction must:
 - 1) Present abstinence as the preferred choice of behavior for unmarried persons of school age;
 - 2) Devote more attention to abstinence than to any other behavior;
 - 3) Emphasize that abstinence is the only method that is 100 percent effective in preventing pregnancy, sexually transmitted diseases, infection with HIV or AIDS, and the emotional trauma associated with adolescent sexual activity;
 - 4) Direct adolescents to a standard of behavior in which abstinence before marriage is the most effective way to prevent pregnancy, sexually transmitted diseases, infection with HIV or AIDS; and
 - 5) Teach contraception and condom use in terms of human use reality rates instead of theoretical laboratory rates, if instruction on contraception and condoms is included in the curriculum.
 - 6) Condoms

The District may not distribute condoms in connection with instruction relating to human sexuality.

1) Separate Classes

If the District provides human sexuality instruction, it may separate students according to sex for instructional purposes.

2) Notice to Parents

The District shall notify a parent of each student enrolled in the District of the basic content of the District's human sexuality instruction and of the parent's right to remove the student from any part of that instruction.

3) Availability of Materials

The District shall make all curriculum materials used in human sexuality instruction available for reasonable public inspection.

Education Code 28.004

Section 1.3 **Powers.**

1. The Council shall have the necessary authority to fulfill its purpose of submitting health curriculum recommendations to the Ector County Independent School District (ECISD) Board of Trustees.
2. The District must consider the recommendations of the local school health advisory council before changing the District's health education curriculum or instruction. *Education Code 28.004*

ARTICLE II
COUNCIL

Section 2.1 **Qualifications.**

1. The Board shall establish a local school health advisory council to assist the District in ensuring that local community values and health issues are reflected in the District's health education instruction. *Education Code 28.004*
2. The Council shall be composed of eleven (11) members to be appointed or elected by the ECISD Board of Trustees, each of whom shall have voting power, and two (3) administration personnel appointed by the Superintendent, who shall serve in a non-voting capacity as resources to the Council. One of the duties of said support administrative personnel is to advise the Board at any time the composition of the Council is failing to meet the mandates of State law or District policy.
3. The Board shall appoint members to the council, a majority of which must be parents of students enrolled in the District and who are not employed by the District. *Education Code 28.004*
4. Each Board member shall appoint a member of the council who shall be a person who is a parent of a student enrolled in the District and who is not employed by the District ("Appointed Member"). During their term, should any Appointed Member become a nonresident of the District, fail to be a parent of a student enrolled in the District, or become an employee

of the District, then that position shall be declared vacant and filled by the Board member position originally making the appointment.

5. Each Board member shall nominate one (1) individual to additionally serve on the Council. The Board shall vote on said nominees and the four (4) receiving the highest number of votes will serve on the committee (“Elected Member”) with the three (3) next highest vote members serving as alternates (“Alternate Member”). Elected members do not have to have a student enrolled in the District and may be employed by ECISD. Any Elected member vacancy shall be filled by the highest vote-getting Alternate Member. At such time (if any) that all Alternate Members have become Elected Members, the Board shall elect three (3) new Alternate Members from nominees submitted by each Board member.
6. The Board may also appoint one or more public school teachers, public school administrators, District students, health-care professionals, members of the business community, law enforcement representatives, senior citizens, clergy, representatives of nonprofit health organizations, or representatives of another group. [See EHAA]

Section 2.2 **Term.** After the adoption of these Bylaws, a member shall serve a two-year term and may be eligible for reappointment or re-election to serve additional terms.

Section 2.3 **Compensation.** Council shall not receive any salary or compensation for their services as members.

Section 2.4 **Resignations.** Any Council member may resign at any time. Such resignation shall be made in writing and shall take effect at the time specified therein, or if no time be specified, at the time of its receipt by the Chairperson.

Section 2.5 Attendance.

1. The failure of a council member to attend three consecutive regular and/or called meetings, these absences shall be considered unexcused. Unexcused shall be defined as a failure to give notification by the member who is absent, to the ECISD designated administrative representative.
2. Should a committee member determine he/she can no longer serve or find they cannot attend the meetings regularly, then he/she should make that decision known by resigning in writing.

Adapted from the ECISD Tri-Ethnic Committee bylaws.

ARTICLE III MEETINGS AND CONDUCT OF BUSINESS

Section 3.1 **Meetings.** The Council shall meet for an organizational meeting in August of each year. Meetings shall be conducted a minimum of three (3) times per school year, but may be held more frequently whenever called by the Chairperson, by the Secretary, or by a majority of the Council.

Section 3.2 **Notice**. Notice of the meetings shall be provided by the administrative personnel in writing or by telephone at least one week prior to the meeting.

Section 3.3 **Quorum**. A majority of the members with voting power shall constitute a quorum for the purpose of conducting the business of the Council.

Section 3.4 **Voting**. Any action by the Council shall require the affirmative vote of a majority of all voting members of the Council that are present.

Section 3.5 **Procedure**. At all meetings of the Council, matter pertaining to the business of the Council shall be considered in accordance with the rules of procedure as from time to time prescribed by the Council.

Section 3.6 **Chairperson**. The Council will elect a Chairperson to preside over meetings. In the absence of the Chairperson, one administrative personnel shall exercise the powers of the Chairperson.

Section 3.7 **Secretary**. One administrative personnel will serve as the Secretary for the Council.

ARTICLE IV EFFECTIVE DATE, AMENDMENTS

Section 4.1 **Effective Date**. These Bylaws shall become effective upon the occurrence of the following events:

- (1) The approval of these Bylaws by the ECISD Board of Trustees; and
- (2) The adoption of these Bylaws by the ECISD School Health Advisory Council

Section 4.2 **Amendments to Bylaws**. These Bylaws may be amended only with the approval of the Board and the adaptation by the Council.