

- 1 k. Preventing sexually transmitted diseases, including Acquired
2 Immune Deficiency Syndrome (AIDS) virus infection, and
3 other communicable diseases;
4 l. Abstinence until marriage education; ~~and~~
5 m. ~~Bicycle safety.~~safety; and
6 n. Any other age appropriate health education curriculum
7 approved by a local school administrative unit.

8 A comprehensive school health education program includes any off-
9 campus component that is part of the curriculum of instruction. A
10 comprehensive school health education program does not include
11 individual consultation or counseling outside of the curriculum of
12 instruction.

- 13 (2) The State Board of Education shall supervise the development and
14 operation of a statewide comprehensive school health education
15 program including curriculum development, in-service training
16 provision and promotion of collegiate training, learning material
17 review, and assessment and evaluation of local programs in the same
18 manner as for other programs. The State Board of Education shall
19 adopt objectives for the instruction of the subject areas listed in
20 subdivision (1) of this subsection that are appropriate for each grade
21 level. In addition, the State Board shall approve textbooks and other
22 materials incorporating these objectives that local school
23 administrative units may purchase with State funds. The State Board of
24 Education, through the Department of Public Instruction, shall, on a
25 regular basis, review materials related to these objectives, and
26 distribute these reviews to local school administrative units for their
27 information.

- 28 (3) The State Board of Education shall develop objectives for instruction
29 in the prevention of sexually transmitted diseases, including the sexual
30 transmission of Acquired Immune Deficiency Syndrome (AIDS) virus
31 infection, that includes emphasis on the importance of parental
32 involvement, abstinence from sex until marriage, and avoiding
33 intravenous drug use. Any program developed under this subdivision
34 shall present techniques and strategies to deal with peer pressure and to
35 offer positive reinforcement and shall teach reasons, skills, and
36 strategies for remaining or becoming abstinent from sexual activity;
37 for appropriate grade levels and classes, shall teach that abstinence
38 from sexual activity until marriage is the only certain means of
39 avoiding out-of-wedlock ~~pregnancy,~~pregnancy and sexually
40 transmitted diseases, ~~and other associated health and emotional~~
41 ~~problems,~~and that a ~~mutually faithful~~ monogamous heterosexual
42 relationship ~~in the context of marriage~~ is the best lifelong means of
43 avoiding diseases transmitted by sexual contact, including the sexual
44 transmission of Acquired Immune Deficiency Syndrome (AIDS); and

1 shall teach the positive benefits of abstinence until marriage and the
2 risks of premarital sexual activity. Any instruction concerning the
3 causes of sexually transmitted diseases, including the sexual
4 transmission of Acquired Immune Deficiency Syndrome (AIDS), in
5 cases where homosexual and heterosexual acts are a significant means
6 of transmission, shall include the current legal status of those acts.

7 (4) The State Board of Education shall evaluate abstinence until marriage
8 curricula and their learning materials and shall develop and maintain a
9 recommended list of one or more approved abstinence until marriage
10 curricula. The State Board may develop an abstinence until marriage
11 ~~program-curriculum~~ to include on the recommended list. The State
12 Board of Education shall not select or develop a ~~program-curriculum~~
13 for inclusion on the recommended list that does not include the
14 positive benefits of abstinence until marriage and the risks of
15 premarital sexual activity as the primary focus. The State Board shall
16 include on the recommended list only ~~programs-curricula~~ that include,
17 in appropriate grades and classes, instruction that:

- 18 a. Teaches that abstinence from sexual activity outside of
19 marriage is the expected standard for all school-age children;
- 20 b. Presents techniques and strategies to deal with peer pressure
21 and offering positive reinforcement;
- 22 c. Presents reasons, skills, and strategies for remaining or
23 becoming abstinent from sexual activity;
- 24 d. Teaches that abstinence from sexual activity is the only certain
25 means of avoiding out-of-wedlock pregnancy, sexually
26 transmitted diseases, including the sexual transmission of
27 Acquired Immune Deficiency Syndrome (AIDS), and other
28 associated health and emotional problems;
- 29 e. Teaches that a ~~mutually faithful~~ monogamous ~~heterosexual~~
30 ~~relationship in the context of marriage~~ is the best lifelong means
31 of avoiding sexually transmitted diseases, including the sexual
32 transmission of Acquired Immune Deficiency Syndrome
33 (AIDS);
- 34 f. Teaches the positive benefits of abstinence until marriage and
35 the risks of premarital sexual activity;
- 36 g. Provides opportunities that allow for interaction between the
37 parent or legal guardian and the student; and
- 38 h. Provides factually accurate biological or pathological
39 information that is related to the human reproductive system.
40 'Factually accurate biological or pathological information'
41 means information supported by research recognized as
42 accurate and objective by leading medical, psychological, and
43 public health organizations and agencies, and where relevant,
44 tested in clinical trials and published in peer review journals.

- 1 (5) The State Board of Education shall make available to all local school
2 administrative units for review by the parents and legal guardians of
3 students enrolled at that unit any State-developed objectives for
4 instruction, any approved textbooks, the list of reviewed materials, and
5 any other State-developed or approved materials that pertain to or are
6 intended to impart information or promote discussion or understanding
7 in regard to the prevention of sexually transmitted diseases, including
8 the sexual transmission of Acquired Immune Deficiency Syndrome
9 (AIDS), to the avoidance of out-of-wedlock pregnancy, or to the
10 abstinence until marriage curriculum. The review period shall extend
11 for at least 60 days before use.
- 12 (6) Each local school administrative unit shall provide a comprehensive
13 school health education ~~program curriculum~~ for kindergarten through
14 ninth grade that meets all the requirements of this subsection and all
15 the objectives established by the State Board. Each local board of
16 education may expand on the ~~subject areas to be included in the~~
17 ~~program and on the instructional objectives to be met.~~ This expanded
18 ~~program may include a comprehensive sex education program for that~~
19 ~~local school administrative unit curriculum~~ addressing reproductive
20 health only if all of the following requirements are satisfied:
- 21 a. ~~Before a comprehensive sex education program an expanded~~
22 curriculum is adopted, the local board of education shall
23 conduct a public hearing, after adequately notifying the public
24 of the hearing.
- 25 b. For at least 30 days before this public hearing and during this
26 public hearing, the objectives for this ~~proposed program~~
27 expanded curriculum and all instructional materials shall be
28 made available for review.
- 29 c. For at least 30 days after the public hearing, the objectives for
30 the ~~program expanded curriculum~~ and all instructional materials
31 shall remain available for review by parents and legal guardians
32 of students in that local school administrative unit.
- 33 (7) Each school year, before students may participate in any portion of a
34 health education curriculum that pertains to (i) a program that pertains
35 ~~to or is intended to impart information or promote discussion or~~
36 ~~understanding in regard to~~ the prevention of sexually transmitted
37 diseases, including the sexual transmission of Acquired Immune
38 Deficiency Syndrome (AIDS), or to the avoidance of out-of-wedlock
39 pregnancy, (ii) ~~an abstinence until marriage program, marriage, or~~
40 ~~a comprehensive sex education program, a curriculum that is expanded~~
41 beyond a comprehensive school education program, whether
42 developed by the State or by the local board of education, the parents
43 and legal guardians of those students shall be given an opportunity to
44 review the objectives and materials. Local boards of education shall

1 adopt policies to provide opportunities either for parents and legal
2 guardians to consent or for parents and legal guardians to withhold
3 their consent to the students' participation in ~~any or all of these~~
4 ~~programs.~~ the health education curriculum.

5 (8) ~~Students may receive~~ The health education curriculum may provide for
6 the dissemination of information about where to obtain contraceptives
7 and abortion referral services only in accordance with a local board's
8 policy regarding parental consent. Any instruction within the
9 curriculum concerning the use of contraceptives or prophylactics shall
10 provide accurate statistical information on their effectiveness and
11 failure rates for preventing pregnancy and sexually transmitted
12 diseases, including the sexual transmission of Acquired Immune
13 Deficiency Syndrome ~~(AIDS), in actual use among adolescent~~
14 ~~populations and shall explain clearly the difference between risk~~
15 ~~reduction and risk elimination through abstinence.~~ (AIDS).

16 (9) Contraceptives, including condoms and other devices, shall not be
17 made available or distributed on school property.

18 (10) School health coordinators may be employed to assist in the
19 instruction of any portion of the comprehensive school health
20 education program. Where feasible, a school health coordinator should
21 serve more than one local school administrative unit. Each person
22 initially employed as a State-funded school health coordinator after
23 June 30, 1987, shall have a degree in health education."

24 **SECTION 2.** This act is effective when it becomes law and applies
25 beginning with the 2001-2002 school year.