



- 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~~ (iii)  
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.