

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/HCS/House Bill No. 1606, Page 47, Section 168.024, Line 10,

2 by inserting after all of said line the following:

3 "170.015. 1. Any course materials and instruction relating
4 to human sexuality and sexually transmitted diseases shall be
5 medically and factually accurate and shall:

6 (1) Present abstinence from sexual activity as the
7 preferred choice of behavior in relation to all sexual activity
8 for unmarried pupils because it is the only method that is one
9 hundred percent effective in preventing pregnancy, sexually
10 transmitted diseases and the emotional trauma associated with
11 adolescent sexual activity, and advise students that teenage
12 sexual activity places them at a higher risk of dropping out of
13 school because of the consequences of sexually transmitted
14 diseases and unplanned pregnancy;

15 (2) Stress that sexually transmitted diseases are serious,
16 possible, health hazards of sexual activity. Pupils shall be
17 provided with the latest medical information regarding exposure
18 to human immunodeficiency virus, acquired immune deficiency
19 syndrome (AIDS), human papilloma virus, hepatitis and other
20 sexually transmitted diseases;

21 (3) Present students with the latest medically factual

1 information regarding both the possible side effects and health
2 benefits of all forms of contraception, including the success and
3 failure rates for the prevention of pregnancy and sexually
4 transmitted diseases; or shall present students with information
5 on contraceptives and pregnancy in a manner consistent with the
6 provisions of the federal abstinence education law, 42 U.S.C.
7 Section 710;

8 (4) Include a discussion of the possible emotional and
9 psychological consequences of preadolescent and adolescent sexual
10 activity and the consequences of adolescent pregnancy, as well as
11 the advantages of adoption, including the adoption of special
12 needs children, and the processes involved in making an adoption
13 plan;

14 (5) Teach skills of conflict management, personal
15 responsibility and positive self-esteem through discussion and
16 role-playing at appropriate grade levels to emphasize that the
17 pupil has the power to control personal behavior. Pupils shall
18 be encouraged to base their actions on reasoning,
19 self-discipline, sense of responsibility, self-control, and
20 ethical considerations, such as respect for one's self and
21 others. Pupils shall be taught not to make unwanted physical and
22 verbal sexual advances or otherwise exploit another person.
23 Pupils shall be taught to resist unwanted sexual advances and
24 other negative peer pressure;

25 (6) Advise pupils of the laws pertaining to their financial
26 responsibility to children born in and out of wedlock and advise
27 pupils of the provisions of chapter 566 pertaining to statutory
28 rape;

29 (7) Teach pupils about the dangers of sexual predators,

1 including online predators when using electronic communication
2 methods such as the internet, cell phones, text messages, chat
3 rooms, email, and instant messaging programs. Pupils shall be
4 taught how to behave responsibly and remain safe on the internet
5 and the importance of having open communication with responsible
6 adults and reporting any inappropriate situation, activity, or
7 abuse to a responsible adult, and depending on intent and
8 content, to local law enforcement, the Federal Bureau of
9 Investigation, or the National Center for Missing & Exploited
10 Children's CyberTipline; [and]

11 (8) Teach pupils about the consequences, both personal and
12 legal, of inappropriate text messaging, even among friends; and

13 (9) Teach pupils about sexual harassment, sexual violence,
14 and consent:

15 (a) For the purposes of this subdivision, the term
16 "consent" shall mean a freely given agreement to the conduct at
17 issue by a competent person. An expression of lack of consent
18 through words or conduct means there is no consent. Lack of
19 verbal or physical resistance or submission resulting from the
20 use of force, threat of force, or placing another person in fear
21 does not constitute consent. A current or previous dating or
22 social or sexual relationship by itself or the manner of dress of
23 the person involved with the accused in the conduct at issue
24 shall not constitute consent;

25 (b) For the purposes of this subdivision, the term "sexual
26 harassment" shall mean uninvited and unwelcome verbal or physical
27 behavior of a sexual nature especially by a person in authority
28 toward a subordinate;

29 (c) For the purposes of this subdivision, the term "sexual

1 violence" shall mean causing or attempting to cause another to
2 engage involuntarily in any sexual act by force, threat of force,
3 duress, or without that person's consent.

4 2. Policies concerning referrals and parental notification
5 regarding contraception shall be determined by local school
6 boards or charter schools, consistent with the provisions of
7 section 167.611.

8 3. A school district or charter school which provides human
9 sexuality instruction may separate students according to gender
10 for instructional purposes.

11 4. The board of a school district or charter school shall
12 determine the specific content of the district's or school's
13 instruction in human sexuality, in accordance with subsections 1
14 to 3 of this section, and shall ensure that all instruction in
15 human sexuality is appropriate to the age of the students
16 receiving such instruction.

17 5. A school district or charter school shall notify the
18 parent or legal guardian of each student enrolled in the district
19 or school of:

20 (1) The basic content of the district's or school's human
21 sexuality instruction to be provided to the student; and

22 (2) The parent's right to remove the student from any part
23 of the district's or school's human sexuality instruction.

24 6. A school district or charter school shall make all
25 curriculum materials used in the district's or school's human
26 sexuality instruction available for public inspection pursuant to
27 chapter 610 prior to the use of such materials in actual
28 instruction.

29 7. No school district or charter school, or its personnel

1 or agents, shall provide abortion services, or permit a person or
2 entity to offer, sponsor, or furnish in any manner any course
3 materials or instruction relating to human sexuality or sexually
4 transmitted diseases to its students if such person or entity is
5 a provider of abortion services.

6 8. As used in this section, the following terms mean:

7 (1) "Abortion", the same meaning as such term is defined in
8 section 188.015;

9 (2) "Abortion services":

10 (a) Performing, inducing, or assisting in the performance
11 or inducing of an abortion which is not necessary to save the
12 life of the mother;

13 (b) Encouraging a patient to have an abortion or referring
14 a patient for an abortion, which is not necessary to save the
15 life of the mother; or

16 (c) Developing or dispensing drugs, chemicals, or devices
17 intended to be used to induce an abortion which is not necessary
18 to save the life of the mother."; and

19 Further amend the title and enacting clause accordingly.