

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/Senate Bill No. 727, Page 120, Section 169.560, Line 107,

2 by inserting after all of said line the following:

3 "170.015. 1. Any course materials and instruction
4 relating to human sexuality and sexually transmitted
5 diseases shall be 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
8 activity for unmarried pupils because it is the only method
9 that is one hundred percent effective in preventing
10 pregnancy, sexually transmitted diseases and the emotional
11 trauma associated with adolescent sexual activity, and
12 advise students that teenage sexual activity places them at
13 a higher risk of dropping out of school because of the
14 consequences of sexually transmitted diseases and unplanned
15 pregnancy;

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

22 (3) [Present] Teach that life begins at conception
23 and present students with the latest medically factual
24 information regarding both the possible side effects and
25 health benefits of all forms of contraception, including the
26 success and failure rates for the prevention of pregnancy

27 and sexually transmitted diseases; or shall present students
28 with information on contraceptives and pregnancy in a manner
29 consistent with the provisions of the federal abstinence
30 education law, 42 U.S.C. Section 710;

31 (4) Include a discussion of the possible emotional and
32 psychological consequences of preadolescent and adolescent
33 sexual activity and the consequences of adolescent
34 pregnancy, as well as the advantages of adoption, including
35 the adoption of special needs children, and the processes
36 involved in making an adoption plan;

37 (5) Teach skills of conflict management, personal
38 responsibility and positive self-esteem through discussion
39 and role-playing at appropriate grade levels to emphasize
40 that the pupil has the power to control personal behavior.
41 Pupils shall be encouraged to base their actions on
42 reasoning, self-discipline, sense of responsibility, self-
43 control, and ethical considerations, such as respect for
44 one's self and others. Pupils shall be taught not to make
45 unwanted physical and verbal sexual advances or otherwise
46 exploit another person. Pupils shall be taught to resist
47 unwanted sexual advances and other negative peer pressure;

48 (6) Advise pupils of the laws pertaining to their
49 financial responsibility to children born in and out of
50 wedlock and advise pupils of the provisions of chapter 566
51 pertaining to statutory rape;

52 (7) Teach pupils about the dangers of sexual
53 predators, including online predators when using electronic
54 communication methods such as the internet, cell phones,
55 text messages, chat rooms, email, and instant messaging
56 programs. Pupils shall be taught how to behave responsibly
57 and remain safe on the internet and the importance of having
58 open communication with responsible adults and reporting any
59 inappropriate situation, activity, or abuse to a responsible

60 adult, and depending on intent and content, to local law
61 enforcement, the Federal Bureau of Investigation, or the
62 National Center for Missing & Exploited Children's
63 CyberTipline;

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

67 (9) Teach pupils about sexual harassment, sexual
68 violence, and consent:

69 (a) For the purposes of this subdivision, the term
70 "consent" shall mean a freely given agreement to the conduct
71 at issue by a competent person. An expression of lack of
72 consent through words or conduct means there is no consent.
73 Lack of verbal or physical resistance or submission
74 resulting from the use of force, threat of force, or placing
75 another person in fear does not constitute consent. A
76 current or previous dating or social or sexual relationship
77 by itself or the manner of dress of the person involved with
78 the accused in the conduct at issue shall not constitute
79 consent;

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

84 (c) For the purposes of this subdivision, the term
85 "sexual violence" shall mean causing or attempting to cause
86 another to engage involuntarily in any sexual act by force,
87 threat of force, duress, or without that person's consent.

88 2. Policies concerning referrals and parental
89 notification regarding contraception shall be determined by
90 local school boards or charter schools, consistent with the
91 provisions of section 167.611.

92 3. A school district or charter school which provides
93 human sexuality instruction may separate students according
94 to gender for instructional purposes.

95 4. The board of a school district or charter school
96 shall determine the specific content of the district's or
97 school's instruction in human sexuality, in accordance with
98 subsections 1 to 3 of this section, and shall ensure that
99 all instruction in human sexuality is appropriate to the age
100 of the students receiving such instruction.

101 5. A school district or charter school shall notify
102 the parent or legal guardian of each student enrolled in the
103 district or school of:

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

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

110 6. A school district or charter school shall make all
111 curriculum materials used in the district's or school's
112 human sexuality instruction available for public inspection
113 pursuant to chapter 610 prior to the use of such materials
114 in actual instruction.

115 7. No school district or charter school, or its
116 personnel or agents, shall provide abortion services, or
117 permit a person or entity to offer, sponsor, or furnish in
118 any manner any course materials or instruction relating to
119 human sexuality or sexually transmitted diseases to its
120 students if such person or entity is a provider of abortion
121 services.

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

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

125 (2) "Abortion services":

126 (a) Performing, inducing, or assisting in the
127 performance or inducing of an abortion which is not
128 necessary to save the life of the mother;

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

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

135 Further amend the title and enacting clause accordingly.