

2015 Regular Session

SENATE BILL NO. 31

BY SENATOR MORRELL

STUDENTS. Authorizes surveys of public school students in Orleans Parish regarding risk behaviors. (8/1/15)

1 AN ACT

2 To amend and reenact R.S. 17:281(A)(2), relative to instruction in sex education; to provide  
3 relative to surveys of students in Orleans Parish schools; to authorize public school  
4 governing authorities in Orleans Parish to allow students to be surveyed about their  
5 risk behaviors; and to provide for related matters.

6 Notice of intention to introduce this Act has been published.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 17:281(A)(2) is hereby amended and reenacted to read as follows:

9 §281. Instruction in sex education

10 A.

11 \* \* \*

12 (2)(a) It is the intent of the legislature that, for the purposes of this Section,  
13 "sex education" shall mean the dissemination of factual biological or pathological  
14 information that is related to the human reproduction system and may include the  
15 study of sexually transmitted disease, pregnancy, childbirth, puberty, menstruation,  
16 and menopause, as well as the dissemination of factual information about parental  
17 responsibilities under the child support laws of the state. It is the intent of the

1 legislature that "sex education" shall not include religious beliefs, practices in human  
 2 sexuality, nor the subjective moral and ethical judgments of the instructor or other  
 3 persons. Students shall not be tested, quizzed, or surveyed about their personal or  
 4 family beliefs or practices in sex, morality, or religion.

5 **(b) Notwithstanding any other provision of this Section, the governing**  
 6 **authority of a public school in Orleans Parish may anonymously survey**  
 7 **students regarding their risk behaviors, including those related to sexual health.**  
 8 **However, each student's parent or legal guardian shall receive a copy of the**  
 9 **survey and shall have the option to have his child excused from participation in**  
 10 **any such survey.**

11 **(c) All information collected pursuant to such survey shall be reported**  
 12 **in the aggregate and any school level data shall be held confidential and shall**  
 13 **not be considered a public record.**

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The original instrument was prepared by Jeanne Johnston. The following digest, which does not constitute a part of the legislative instrument, was prepared by Cathy R. Wells.

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DIGEST

SB 31 Reengrossed

2015 Regular Session

Morrell

Present law authorizes public elementary and secondary schools to offer instruction in sex education in grades seven and above, provided that such instruction is integrated into an existing course of study such as biology, science, physical hygiene, or physical education.

Proposed law retains present law.

Present law prohibits students from being tested, quizzed, or surveyed about their personal beliefs or practices in sex, morality, or religion.

Proposed law adds an exception to present law to authorize public school governing authorities in Orleans Parish to anonymously survey students regarding their risk behaviors, including those related to sexual health.

Proposed law requires that a student's parent or legal guardian receive a copy of the survey. Provides that a student's parent or legal guardian has the option to have his child excused from participation in any such survey. Further provides that all information collected pursuant to such survey shall be reported in the aggregate, and any school level data is confidential and shall not be considered a public record.

Effective August 1, 2015.

(Amends R.S. 17:281(A)(2))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Education to the original bill

1. Specifies that survey is anonymous.
2. Provides parental opt-out from student participation.
3. Provides for aggregate reporting.
4. Provides that school level data is confidential and shall not be a public record.

Senate Floor Amendments to engrossed bill

1. Requires that a student's parent or legal guardian receive a copy of the survey.