

# 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, including an abortion or voluntary ending of a  
35 pregnancy, as well as the advantages of adoption, including  
36 the adoption of special needs children, and the processes  
37 involved in making an adoption plan;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

126           (2) "Abortion services":  
127           (a) Performing, inducing, or assisting in the  
128 performance or inducing of an abortion which is not  
129 necessary to save the life of the mother;  
130           (b) Encouraging a patient to have an abortion or  
131 referring a patient for an abortion, which is not necessary  
132 to save the life of the mother; or  
133           (c) Developing or dispensing drugs, chemicals, or  
134 devices intended to be used to induce an abortion which is  
135 not necessary to save the life of the mother."; and  
136           Further amend the title and enacting clause accordingly.