- 1 HB385
- 2 204104-6
- 3 By Representative Hall
- 4 RFD: Education Policy
- 5 First Read: 09-FEB-21

1	<u>ENGROSSED</u>
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4	A BILL
5	TO BE ENTITLED
6	AN ACT
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8	To amend Section 16-40A-2, Code of Alabama 1975,
9	relating to public K-12 sex education; to revise the focus of
10	the content, course materials, and instruction provided to
11	students.
12	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
13	Section 1. Section 16-40A-2, Code of Alabama 1975,
14	is amended to read as follows:
15	"\$16-40A-2.
16	"(a) Any program or curriculum in the public schools
17	in Alabama that includes sex education or the human
18	reproductive process shall, $\frac{1}{2}$ a minimum, include and
19	emphasize the following:
20	"(1) Abstinence from sexual intercourse sex is the
21	only completely effective protection against unwanted
22	<u>unintended</u> pregnancy, sexually transmitted <u>diseases</u> <u>diseases</u>
23	and infections, and acquired immune deficiency syndrome (AIDS)
24	human immunodeficiency virus (HIV) when transmitted sexually.
25	"(2) Abstinence from sexual intercourse sex outside
26	of lawful marriage is the expected social standard for
27	unmarried school-age persons.

"(b) Course materials and instruction that relate to
sexual <u>health</u> education or sexually transmitted diseases

diseases and infections should shall be age-appropriate and
medically accurate.

- "(c) Course materials and instruction that relate to sexual health education or sexually transmitted diseases

 diseases and infections should shall, if available, include all of the following elements:
- "(1) An emphasis on sexual abstinence as the only completely reliable method of avoiding unwanted unintended teenage pregnancy and sexually transmitted diseases and infections.
- "(2) An The emphasis shall be on the importance of self-control and ethical conduct pertaining to delaying sexual activity and discouraging risky sexual behavior.
- "(3) Statistics based on the latest medical information that indicate the degree of reliability and unreliability of various forms of contraception, while also emphasizing the increase in protection against pregnancy and protection against sexually transmitted diseases infections, including HIV and AIDS infection, which is afforded by the use of various contraceptive measures.
- "(4) Information concerning the laws relating to the financial responsibilities associated with pregnancy, childbirth, and child rearing.

"(5) Information concerning the laws prohibiting sexual abuse, the need to report such abuse, and the legal options available to victims of sexual abuse.

- "(6) Information on how to cope with and rebuff unwanted physical and verbal sexual exploitation by other persons.
- "(7) Psychologically sound methods of resisting unwanted peer pressure.
- "(8) An emphasis, in a factual manner and from a public health perspective, that homosexuality is not a lifestyle acceptable to the general public and that homosexual conduct is a criminal offense under the laws of the state.
- "(9)(8) Comprehensive instruction in parenting skills and responsibilities, including the responsibility to pay child support by non-custodial parents, the penalties for non-payment of child support, and the legal and ethical responsibilities of child care and child rearing."
- <u>"(d) Parents or guardians shall be given advanced,</u>
 written notification of the teaching of any sex education or
 of the human reproductive process. Upon request and prior to
 distribution to students, the school shall make available to
 parents or guardians the sex education curriculum."

Section 2. This act shall become effective on the first day of the third month following its passage and approval by the Governor, or its otherwise becoming law.

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3	House of Representatives
4 5 6 7 8	Read for the first time and referred to the House of Representatives committee on Education Policy
9 10	Read for the second time and placed on the calendar 24-FEB-21
11 12 13	Read for the third time and passed as amended
14	Yeas 69, Nays 30, Abstains 0
15 16 17 18	Jeff Woodard Clerk