

# House Amendment 1656

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1 1 Amend the amendment, H=1645, to the Senate  
1 2 amendment, H=1635, to House File 816, as amended,  
1 3 passed, and reprinted by the House, as follows:  
1 4 #1. Page 24, line 8, by striking the word  
1 5 <subsection> and inserting the following:  
1 6 <subsections>.  
1 7 #2. Page 24, by inserting after line 41, the  
1 8 following:  
1 9 <NEW SUBSECTION. 54. Prepare and make available  
1 10 to school districts and accredited nonpublic schools  
1 11 courses of instruction that meet the requirements of  
1 12 section 280.28. The director shall set forth  
1 13 standards and criteria for professional development  
1 14 related to these courses of instruction for school  
1 15 districts, accredited nonpublic schools, area  
1 16 education agencies, and practitioner preparation  
1 17 programs which encourage cooperative planning and  
1 18 voluntary professional development for all school  
1 19 personnel that provide health, human growth and  
1 20 development, or family education and request the  
1 21 training, through regional planning, joint powers  
1 22 agreements, or contract services; and which provide  
1 23 for periodic, voluntary, professional development  
1 24 training to update school personnel regarding new  
1 25 developments in health, human growth and development,  
1 26 or family education. The director shall also develop  
1 27 a procedure for evaluating human growth and  
1 28 development, health education, and family life  
1 29 curricula in each school district and accredited  
1 30 nonpublic school offering comprehensive sexual health  
1 31 education in order to determine compliance with the  
1 32 provisions of section 280.28.  
1 33 Sec. \_\_\_\_\_. Section 256.11, subsections 3 and 4,  
1 34 Code 2005, are amended to read as follows:  
1 35 3. The following areas shall be taught in grades  
1 36 one through six: English=language arts, social  
1 37 studies, mathematics, science, health, age=appropriate  
1 38 and science=based human growth and development,  
1 39 physical education, traffic safety, music, and visual  
1 40 art. The health curriculum shall include the  
1 41 characteristics of communicable diseases including  
1 42 acquired immune deficiency syndrome. The state board  
1 43 as part of accreditation standards shall adopt  
1 44 curriculum definitions for implementing the elementary  
1 45 program.  
1 46 4. The following shall be taught in grades seven  
1 47 and eight: English=language arts; social studies;  
1 48 mathematics; science; health; age=appropriate and  
1 49 science=based human growth and development, family,  
1 50 consumer, career, and technology education; physical  
2 1 education; music; and visual art. The health  
2 2 curriculum shall include age=appropriate and science=  
2 3 based information regarding the characteristics of  
2 4 sexually transmitted diseases and acquired immune  
2 5 deficiency syndrome. The state board as part of  
2 6 accreditation standards shall adopt curriculum  
2 7 definitions for implementing the program in grades  
2 8 seven and eight. However, this subsection shall not  
2 9 apply to the teaching of family, consumer, career, and  
2 10 technology education in nonpublic schools.  
2 11 Sec. \_\_\_\_\_. Section 256.11, subsection 5, paragraph  
2 12 j, Code 2005, is amended to read as follows:  
2 13 j. One unit of health education which shall  
2 14 include personal health; food and nutrition;  
2 15 environmental health; safety and survival skills;  
2 16 consumer health; family life; age=appropriate and  
2 17 science=based human growth and development; substance  
2 18 abuse and nonuse; emotional and social health; health  
2 19 resources; and prevention and control of disease,  
2 20 including age=appropriate and science=based  
2 21 information regarding sexually transmitted diseases  
2 22 and acquired immune deficiency syndrome.>  
2 23 #3. Page 27, by inserting after line 6, the  
2 24 following:

2 25 <Sec. \_\_\_\_\_. NEW SECTION. 280.28 SEXUAL HEALTH  
2 26 EDUCATION AUTHORIZED.

2 27 1. The board of directors of each school district  
2 28 and the authorities in charge of each nonpublic school  
2 29 may provide age-appropriate, comprehensive sexual  
2 30 health education as part of the health, human growth  
2 31 and development, or family education curriculum taught  
2 32 in accordance with section 256.11.

2 33 2. The school district or school may train school  
2 34 personnel or contract with consultants who have  
2 35 expertise in comprehensive sexual health education to  
2 36 deliver the instruction authorized by this section.

2 37 3. Whether taught by school district or school  
2 38 personnel or by outside consultants, the comprehensive  
2 39 sexual health education provided in accordance with  
2 40 subsection 1 shall meet all of the following criteria:

2 41 a. Instruction and materials used shall be age=  
2 42 appropriate.

2 43 b. All factual information presented shall be  
2 44 science-based and objective.

2 45 c. Instruction for a student who is limited  
2 46 English proficient shall be as required pursuant to  
2 47 section 280.4, and shall be consistent with the  
2 48 existing curriculum and alternative options for a  
2 49 student who is limited English proficient.

2 50 d. Instruction and materials shall meet all of the  
3 1 following conditions:

3 2 (1) Are appropriate for use with students of all  
3 3 ethnic and racial groups, sexual orientations,  
3 4 genders, and physical and mental abilities.

3 5 (2) Are accessible to students with disabilities,  
3 6 including but not limited to, the provision of a  
3 7 modified curriculum, materials, and instruction in  
3 8 alternative formats, and auxiliary aids.

3 9 (3) Encourage a student to communicate with the  
3 10 student's parent or guardian about human sexuality.

3 11 (4) Teach students to recognize unwanted physical  
3 12 and verbal sexual advances, not to make unwanted  
3 13 physical and verbal sexual advances, and how to  
3 14 effectively reject unwanted sexual advances. The  
3 15 instruction and materials shall cover verbal,  
3 16 physical, and visual sexual harassment, including  
3 17 nonconsensual sexual advances, nonconsensual physical  
3 18 sexual contact, and rape by an acquaintance or family  
3 19 member. The course information and materials shall  
3 20 emphasize personal accountability and respect for  
3 21 others and shall also encourage youth to resist peer  
3 22 pressure.

3 23 (5) Teach that it is wrong to take advantage of or  
3 24 exploit another person.

3 25 (6) Teach students about counseling, medical, and  
3 26 legal resources available to survivors of sexual abuse  
3 27 and sexual assault, including resources for escaping  
3 28 violent relationships.

3 29 (7) Teach, commencing in grade seven, the value of  
3 30 abstinence, that abstinence from sexual intercourse is  
3 31 the only certain way to prevent unintended pregnancy,  
3 32 that abstinence from sexual activity is the only  
3 33 certain way to prevent sexually transmitted diseases,  
3 34 and provide science-based information on other methods  
3 35 of preventing pregnancy and sexually transmitted  
3 36 diseases and HIV.

3 37 (8) Teach, commencing in grade seven, about  
3 38 sexually transmitted diseases, including how sexually  
3 39 transmitted diseases are and are not transmitted, the  
3 40 effectiveness and safety of all federal food and drug  
3 41 administration-approved methods of reducing the risk  
3 42 of contracting sexually transmitted diseases, and  
3 43 identify local resources for testing and medical care  
3 44 for sexually transmitted diseases and HIV.

3 45 (9) Provide, commencing in grade seven, data  
3 46 regarding the effectiveness and safety of all federal  
3 47 food and drug administration-approved contraceptive  
3 48 methods in preventing pregnancy, including but not  
3 49 limited to, emergency contraception.

3 50 (10) Provide, commencing in grade seven, students  
4 1 with skills for making and implementing responsible  
4 2 decisions about sexuality.

4 3 4. If the board of directors of a school district  
4 4 or the authorities in charge of a nonpublic school  
4 5 elect not to provide comprehensive sexual health

4 6 education in accordance with subsection 1, the school  
4 7 district or school shall, at the beginning of each  
4 8 school year, send a notice to the parent or guardian  
4 9 of each student enrolled in the school district or  
4 10 school that explains all of the following:  
4 11 a. That the state authorizes age-appropriate,  
4 12 comprehensive sexual health education in kindergarten  
4 13 through grade twelve.  
4 14 b. The criteria for comprehensive sexual health  
4 15 education set forth in subsection 3.  
4 16 c. That comprehensive sexual health education is  
4 17 not being offered to the student.  
4 18 5. A pupil shall not be required to take  
4 19 comprehensive sexual health education instruction if  
4 20 the parent or guardian files with the appropriate  
4 21 principal a written request that the pupil be excused  
4 22 from the instruction.  
4 23 6. For purposes of this section and section  
4 24 256.11, unless the context otherwise requires:  
4 25 a. "Age-appropriate" means topics, messages, and  
4 26 teaching methods suitable to particular ages or age  
4 27 groups of children and adolescents, based on  
4 28 developing cognitive, emotional, and behavioral  
4 29 capacity typical for the age or age group.  
4 30 b. "HIV" means HIV as defined in section 141A.1.  
4 31 c. "Science-based" means all of the following:  
4 32 (1) Complete information that is verified or  
4 33 supported by the weight of research conducted in  
4 34 compliance with accepted scientific methods;  
4 35 recognized as accurate and objective by leading  
4 36 professional organizations and agencies with relevant  
4 37 expertise in the field, such as the American college  
4 38 of obstetricians and gynecologists, the American  
4 39 public health association, and the American academy of  
4 40 pediatrics; and published in peer-reviewed journals  
4 41 where appropriate.  
4 42 (2) Information that is free of racial, ethnic,  
4 43 sexual orientation, and gender biases.>  
4 44 #4. By renumbering, redesignating, and correcting  
4 45 internal references as necessary.  
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4 49 WENDT of Woodbury  
4 50 HF 816.334 81  
5 1 kh/cf/2482