

# House File 161 - Introduced

HOUSE FILE 161

BY HEARTSILL

## A BILL FOR

1 An Act relating to child sexual abuse and sexual assault  
2 awareness and prevention.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1     Section 1. Section 256.9, subsection 46, paragraph a, Code  
2 2017, is amended to read as follows:

3     a. Develop and make available to school districts,  
4 examples of age-appropriate, developmentally appropriate, and  
5 research-based materials and lists of resources which parents  
6 may use to teach their children to recognize unwanted physical  
7 and verbal sexual advances, to not make unwanted physical and  
8 verbal sexual advances, to effectively reject unwanted sexual  
9 advances, that it is wrong to take advantage of or exploit  
10 another person, about the dangers of sexual exploitation by  
11 means of the internet including specific strategies to help  
12 students protect themselves and their personally identifiable  
13 information from such exploitation, and about counseling,  
14 medical, and legal resources available to survivors of sexual  
15 abuse and sexual assault, including resources for escaping  
16 violent relationships. The materials and resources shall cover  
17 child sexual abuse and sexual assault awareness and prevention,  
18 verbal, physical, and visual sexual harassment, including  
19 nonconsensual sexual advances, and nonconsensual physical  
20 sexual contact. In developing the materials and resource list,  
21 the director shall consult with entities that shall include  
22 but not be limited to the departments of human services,  
23 public health, and public safety, education stakeholders,  
24 and parent-teacher organizations. School districts shall  
25 provide age-appropriate, developmentally appropriate, and  
26 research-based materials and a list of available community and  
27 internet-based resources to parents at registration and shall  
28 also include the age-appropriate, developmentally appropriate,  
29 and research-based materials and resource list in the student  
30 handbook. School districts are encouraged to work with their  
31 communities to provide voluntary parent education sessions to  
32 provide parents with the skills and appropriate strategies  
33 to teach their children as described in [this subsection](#).  
34 School districts shall incorporate the age-appropriate,  
35 developmentally appropriate, and research-based materials

1 into relevant curricula and shall reinforce with parents and  
2 students the importance of preventive measures when reasonable  
3 ~~with parents and students.~~

4 Sec. 2. Section 256.9, subsection 46, Code 2017, is amended  
5 by adding the following new paragraph:

6 NEW PARAGRAPH. c. Seek and use funds available to the  
7 department under the federal Elementary and Secondary Education  
8 Act of 1965, 20 U.S.C. §6301 et seq., as amended by the federal  
9 Every Student Succeeds Act, Pub. L. No. 114-95, Tit. II,  
10 §§2001-2104, and Tit. IV, §§4001-4101, to provide to school  
11 districts with approved applications for allocations from  
12 such funds training for school district personnel, including  
13 teachers, principals, other school leaders, specialized  
14 instructional support personnel, and para-educators, regarding  
15 how to prevent and recognize child sexual abuse and regarding  
16 child sexual abuse awareness and prevention programs or  
17 activities, such as programs or activities designed to provide  
18 age-appropriate and developmentally appropriate instruction  
19 for students in child sexual abuse awareness and prevention,  
20 including how to recognize child sexual abuse and how to safely  
21 report child sexual abuse, and to provide information for  
22 parents and guardians of students about child sexual abuse  
23 awareness and prevention, including how to recognize child  
24 sexual abuse and how to discuss child sexual abuse with a  
25 child.

26 Sec. 3. Section 272.2, Code 2017, is amended by adding the  
27 following new subsection:

28 NEW SUBSECTION. 20. Adopt rules establishing that  
29 continuing education requirements for issuance, renewal, or  
30 upgrade of a license may include participating in or presenting  
31 at in-service training programs on child sexual abuse and  
32 sexual assault awareness and prevention.

33 Sec. 4. Section 279.50, Code 2017, is amended by adding the  
34 following new subsection:

35 NEW SUBSECTION. 2A. The human growth and development

1 curriculum shall include age-appropriate, developmentally  
2 appropriate, and research-based instruction for students in  
3 child sexual abuse and sexual assault awareness and prevention,  
4 including how to recognize child sexual abuse and sexual  
5 assault and how to safely report child sexual abuse and sexual  
6 assault.

7     Sec. 5. STATE MANDATE FUNDING SPECIFIED. In accordance  
8 with section 25B.2, subsection 3, the state cost of requiring  
9 compliance with any state mandate included in this Act shall  
10 be paid by a school district from state school foundation aid  
11 received by the school district under section 257.16. This  
12 specification of the payment of the state cost shall be deemed  
13 to meet all of the state funding-related requirements of  
14 section 25B.2, subsection 3, and no additional state funding  
15 shall be necessary for the full implementation of this Act  
16 by and enforcement of this Act against all affected school  
17 districts.

18                                   EXPLANATION

19             The inclusion of this explanation does not constitute agreement with  
20             the explanation's substance by the members of the general assembly.

21     This bill relates to child sexual abuse and sexual assault  
22 awareness and prevention by directing the board of educational  
23 examiners to adopt rules establishing that continuing education  
24 requirements for issuing, renewing, or upgrading of a license  
25 may include but are not limited to participating in or  
26 presenting at in-service training programs on child sexual  
27 abuse and sexual assault awareness and prevention. The bill  
28 also requires school districts to provide instruction in child  
29 sexual abuse and sexual assault awareness and prevention  
30 as part of its human growth and development curriculum in  
31 kindergarten through grade 12.

32     Currently, the director of the department of education has a  
33 duty to develop and make available to school districts examples  
34 of age-appropriate and research-based materials. The bill  
35 specifies that the materials and resources shall also cover

1 child sexual abuse and sexual assault awareness and prevention.

2     The director is also directed to seek and use funds available  
3 to the department under the federal Elementary and Secondary  
4 Education Act of 1965, as amended by the federal Every  
5 Student Succeeds Act, Pub. L. No. 114-95, to provide to school  
6 districts with approved applications for allocations from such  
7 funds training for school district personnel regarding child  
8 sexual abuse and sexual assault awareness.

9     The bill may include a state mandate as defined in Code  
10 section 25B.3. The bill requires that the state cost of  
11 any state mandate included in the bill be paid by a school  
12 district from state school foundation aid received by the  
13 school district under Code section 257.16. The specification  
14 is deemed to constitute state compliance with any state mandate  
15 funding-related requirements of Code section 25B.2. The  
16 inclusion of this specification is intended to reinstate the  
17 requirement of political subdivisions to comply with any state  
18 mandates included in the bill.