

By Senator Brown-Waite

10-192-01

1 A bill to be entitled
2 An act relating to public-school instruction in
3 human sexuality; requiring written parental
4 consent prior to such instruction; requiring
5 the provision of alternative instruction;
6 prohibiting schools from penalizing
7 nonparticipation in such instruction; requiring
8 recordkeeping; providing an effective date.

9
10 Be It Enacted by the Legislature of the State of Florida:

11
12 Section 1. Sexual-development instruction in public
13 school; parental consent required.--

14 (1) A student in a public school in this state may not
15 receive instruction in human sexual development or human
16 sexual behavior unless:

17 (a) The school has mailed to the student's parent or
18 guardian, at least 1 month before the student is to begin
19 instruction in human sexual development or human sexual
20 behavior, a consent form that contains a specific outline of
21 the contents of such instruction, including, but not limited
22 to, a statement of whether or not instruction in methods of
23 birth control will be included;

24 (b) The student's parent or guardian has given his or
25 her signed, written consent to the student's receiving such
26 instruction; and

27 (c) The school has received the signed consent form at
28 least 2 days before the instruction in human sexual
29 development or human sexual behavior begins.

30 (2) Each public school must provide alternative
31 classroom instruction for any student in that school whose

1 parent or guardian declines to have the student receive
2 instruction in human sexual development or human sexual
3 behavior, and the school may not award less academic credit to
4 students who do not participate in such instruction than it
5 awards to students who do participate, nor may the school
6 otherwise penalize nonparticipation.

7 (3) Each school must keep, for at least 2 academic
8 years after the academic year to which the record pertains:

9 1. A record of the name of each parent or guardian to
10 whom a blank consent form has been sent under paragraph
11 (1)(a), together with the name of that parent or guardian's
12 child or ward, and

13 2. The signed consent forms.

14 Section 2. This act shall take effect July 1, 2001.

15
16 *****

17 SENATE SUMMARY

18 Provides that a public-school student may participate in
19 instruction pertaining to human sexual development or
20 behavior only if the school has received from the
21 student's parent or guardian, before the student begins
22 receiving the instruction, a signed, written consent to
23 the student's participation. Prohibits the schools'
24 penalizing students who do not participate in such
25 instruction and requires schools to provide alternative
26 classroom instruction for students whose parents do not
27 consent to such instruction. Requires schools to keep
28 records relating to such consent.
29
30
31