30-1219A-07

1	A bill to be entitled
2	An act relating to discrimination in the public
3	education system; amending s. 1000.05, F.S.;
4	prohibiting discrimination against a student or
5	employee in the state system of public K-20
6	education based on sexual orientation;
7	prohibiting criteria for admission to a program
8	based on sexual orientation; requiring that
9	public K-20 education classes be available to
10	students regardless of sexual orientation;
11	providing for guidance, counseling, and
12	financial assistance services to all students
13	in the K-20 education system, regardless of
14	sexual orientation; providing an effective
15	date.
16	
17	Be It Enacted by the Legislature of the State of Florida:
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19	Section 1. Subsection (2) of section 1000.05, Florida
20	Statutes, is amended to read:
21	1000.05 Discrimination against students and employees
22	in the Florida K-20 public education system prohibited;
23	equality of access required
24	(2)(a) Discrimination on the basis of race, ethnicity,
25	national origin, gender, sexual orientation, disability, or
26	marital status against a student or an employee in the state
27	system of public K-20 education is prohibited. No person in
28	this state shall, on the basis of race, ethnicity, national
29	origin, gender, <u>sexual orientation</u> , disability, or marital
30	status, be excluded from participation in, be denied the
31	benefits of, or be subjected to discrimination under any

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public K-20 education program or activity, or in any employment conditions or practices, conducted by a public educational institution that receives or benefits from federal or state financial assistance.

- (b) The criteria for admission to a program or course shall not have the effect of restricting access by persons of a particular race, ethnicity, national origin, gender, <u>sexual orientation</u>, disability, or marital status.
- (c) All public K-20 education classes shall be available to all students without regard to race, ethnicity, national origin, gender, <u>sexual orientation</u>, disability, or marital status; however, this is not intended to eliminate the provision of programs designed to meet the needs of students with limited proficiency in English, gifted students, or students with disabilities or programs tailored to students with specialized talents or skills.
- (d) Students may be separated by gender for any portion of a class that deals with human reproduction or during participation in bodily contact sports. For the purpose of this section, bodily contact sports include wrestling, boxing, rugby, ice hockey, football, basketball, and other sports in which the purpose or major activity involves bodily contact.
- (e) Guidance services, counseling services, and financial assistance services in the state public K-20 education system shall be available to students equally. Guidance and counseling services, materials, and promotional events shall stress access to academic and career opportunities for students without regard to race, ethnicity, national origin, gender, sexual orientation, disability, or marital status.

Section 2. This act shall take effect July 1, 2007. SENATE SUMMARY Prohibits discrimination against a student or employee in the state system of public K-20 education based on sexual orientation. Prohibits criteria for admission to a program based on sexual orientation. Requires that public K-20 education classes be available to students regardless of sexual orientation. Provides for guidance, counseling, and financial assistance services to all students in the K-20 education system, regardless of sexual orientation.