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1 A bill to be entitled
2 An act relating to public school instruction; amending s.
3 1002.23, F.S.; requiring Department of Education
4 guidelines for the school district parent guide to include
5 information regarding required parental permission for
6 certain instruction; authorizing a school district to
7 include a parental consent form in the parent guide;
8 amending s. 1003.42, F.S.; revising required instruction
9 relating to comprehensive health education; specifying
10 that a student needs parental permission to be taught
11 reproductive health or sexually transmitted disease
12 education; amending ss. 1002.20 and 1006.148, F.S.;
13 conforming provisions and a cross-reference to changes
14 made by the act; providing an effective date.

15
16 Be It Enacted by the Legislature of the State of Florida:

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18 Section 1. Subsections (2) and (7) of section 1002.23,
19 Florida Statutes, are amended to read:

20 1002.23 Family and School Partnership for Student
21 Achievement Act.—

22 (2) To facilitate meaningful parent and family
23 involvement, the Department of Education shall develop
24 guidelines for a parent guide to successful student achievement
25 which describes what parents need to know about their child's
26 educational progress and how they can help their child to
27 succeed in school. The guidelines shall include, but need not be
28 limited to:

29 (a) Parental information regarding:
 30 1. Requirements for their child to be promoted to the next
 31 grade, as provided for in s. 1008.25;
 32 2. Progress of their child toward achieving state and
 33 district expectations for academic proficiency;
 34 3. Assessment results, including report cards and progress
 35 reports;
 36 4. Qualifications of their child's teachers; and
 37 5. School entry requirements, including required
 38 immunizations and the recommended immunization schedule;
 39 (b) Services available for parents and their children,
 40 such as family literacy services; mentoring, tutorial, and other
 41 academic reinforcement programs; college planning, academic
 42 advisement, and student counseling services; and after-school
 43 programs;
 44 (c) Opportunities for parental participation, such as
 45 parenting classes, adult education, school advisory councils,
 46 and school volunteer programs;
 47 (d) Opportunities for parents to learn about rigorous
 48 academic programs that may be available for their child, such as
 49 honors programs, dual enrollment, advanced placement,
 50 International Baccalaureate, International General Certificate
 51 of Secondary Education (pre-AICE), Advanced International
 52 Certificate of Education, Florida Virtual High School courses,
 53 and accelerated access to postsecondary education;
 54 (e) Educational choices, as provided for in s. 1002.20(6),
 55 and Florida tax credit scholarships, as provided for in s.
 56 1002.395;

- 57 (f) Classroom and test accommodations available for
 58 students with disabilities;
- 59 (g) School board rules, policies, and procedures for
 60 student promotion and retention, academic standards, student
 61 assessment, courses of study, instructional materials, and
 62 contact information for school and district offices; ~~and~~
- 63 (h) Resources for information on student health and other
 64 available resources for parents; and
- 65 (i) Notification that parental permission is required for
 66 student participation in reproductive health or sexually
 67 transmitted disease education, including HIV/AIDS instruction.
- 68 (7) Each school district shall develop and disseminate a
 69 parent guide to successful student achievement, consistent with
 70 the guidelines of the Department of Education, which addresses
 71 what parents need to know about their child's educational
 72 progress and how parents can help their child to succeed in
 73 school. The guide may include a consent form by which a parent
 74 gives permission for his or her child to participate in
 75 reproductive health or sexually transmitted disease education,
 76 including HIV/AIDS instruction, as required in s. 1003.42(3).
- 77 The guide must:
- 78 (a) Be understandable to students and parents;
- 79 (b) Be distributed to all parents, students, and school
 80 personnel at the beginning of each school year;
- 81 (c) Be discussed at the beginning of each school year in
 82 meetings of students, parents, and teachers;
- 83 (d) Include information concerning services,
 84 opportunities, choices, academic standards, and student

85 assessment; and

86 (e) Provide information on the importance of student
 87 health and available immunizations and vaccinations, including,
 88 but not limited to:

89 1. A recommended immunization schedule in accordance with
 90 United States Centers for Disease Control and Prevention
 91 recommendations.

92 2. Detailed information regarding the causes, symptoms,
 93 and transmission of meningococcal disease and the availability,
 94 effectiveness, known contraindications, and appropriate age for
 95 the administration of any required or recommended vaccine
 96 against meningococcal disease, in accordance with the
 97 recommendations of the Advisory Committee on Immunization
 98 Practices of the United States Centers for Disease Control and
 99 Prevention.

100
 101 The parent guide may be included as a part of the code of
 102 student conduct that is required in s. 1006.07(2).

103 Section 2. Paragraphs (j) through (t) of subsection (2)
 104 and subsection (3) of section 1003.42, Florida Statutes, are
 105 amended to read:

106 1003.42 Required instruction.—

107 (2) Members of the instructional staff of the public
 108 schools, subject to the rules of the State Board of Education
 109 and the district school board, shall teach efficiently and
 110 faithfully, using the books and materials required that meet the
 111 highest standards for professionalism and historic accuracy,
 112 following the prescribed courses of study, and employing

113 approved methods of instruction, the following:

114 ~~(j) The true effects of all alcoholic and intoxicating~~
 115 ~~liquors and beverages and narcotics upon the human body and~~
 116 ~~mind.~~

117 (j)~~(k)~~ Kindness to animals.

118 (k)~~(l)~~ The history of the state.

119 (l)~~(m)~~ The conservation of natural resources.

120 (m)~~(n)~~ Comprehensive health education that addresses the
 121 importance of nutrition, physical fitness, and the destructive
 122 effects of substance abuse and alcohol; emphasizes the
 123 interconnection between physical well-being and mental and
 124 emotional health; and addresses ~~concepts of community health;~~
 125 ~~consumer health; environmental health;~~ family life, including an
 126 awareness of the benefits of sexual abstinence as the expected
 127 standard and the consequences of teenage pregnancy; ~~mental and~~
 128 ~~emotional health; injury prevention and safety; nutrition;~~
 129 ~~personal health; prevention and control of disease; and~~
 130 ~~substance use and abuse.~~ The health education curriculum for
 131 students in grades 7 through 12 shall include a teen dating
 132 violence and abuse component that includes, but is not limited
 133 to, the definition of dating violence and abuse, the warning
 134 signs of dating violence and abusive behavior, the
 135 characteristics of healthy relationships, measures to prevent
 136 and stop dating violence and abuse, and community resources
 137 available to victims of dating violence and abuse.

138 (n)~~(o)~~ Such additional materials, subjects, courses, or
 139 fields in such grades as are prescribed by law or by rules of
 140 the State Board of Education and the district school board in

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141 fulfilling the requirements of law.

142 (o)~~(p)~~ The study of Hispanic contributions to the United
143 States.

144 (p)~~(q)~~ The study of women's contributions to the United
145 States.

146 (q)~~(r)~~ The nature and importance of free enterprise to the
147 United States economy.

148 (r)~~(s)~~ A character-development program in the elementary
149 schools, similar to Character First or Character Counts, which
150 is secular in nature. Beginning in school year 2004-2005, the
151 character-development program shall be required in kindergarten
152 through grade 12. Each district school board shall develop or
153 adopt a curriculum for the character-development program that
154 shall be submitted to the department for approval. The
155 character-development curriculum shall stress the qualities of
156 patriotism; responsibility; citizenship; kindness; respect for
157 authority, life, liberty, and personal property; honesty;
158 charity; self-control; racial, ethnic, and religious tolerance;
159 and cooperation.

160 (s)~~(t)~~ In order to encourage patriotism, the sacrifices
161 that veterans have made in serving our country and protecting
162 democratic values worldwide. Such instruction must occur on or
163 before Veterans' Day and Memorial Day. Members of the
164 instructional staff are encouraged to use the assistance of
165 local veterans when practicable.

166

167 The State Board of Education is encouraged to adopt standards
168 and pursue assessment of the requirements of this subsection.

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169 (3) Each ~~Any~~ student must be given parental permission to
170 be taught ~~whose parent makes written request to the school~~
171 ~~principal shall be exempted from the teaching of~~ reproductive
172 health or sexually transmitted any disease education, including
173 HIV/AIDS instruction, ~~its symptoms, development, and treatment.~~
174 A student who does not receive parental permission ~~so exempted~~
175 may not be penalized by reason of lack of permission ~~that~~
176 ~~exemption.~~ In order to ensure adequate notification to a parent,
177 a school district may include a parental consent form in the
178 district parent guide required pursuant to s. 1002.23(7). ~~Course~~
179 ~~descriptions for comprehensive health education shall not~~
180 ~~interfere with the local determination of appropriate curriculum~~
181 ~~which reflects local values and concerns.~~

182 Section 3. Paragraph (d) of subsection (3) of section
183 1002.20, Florida Statutes, is amended to read:

184 1002.20 K-12 student and parent rights.—Parents of public
185 school students must receive accurate and timely information
186 regarding their child's academic progress and must be informed
187 of ways they can help their child to succeed in school. K-12
188 students and their parents are afforded numerous statutory
189 rights including, but not limited to, the following:

190 (3) HEALTH ISSUES.—

191 (d) Reproductive health and disease education.—A public
192 school student must be given parental permission to be taught
193 ~~whose parent makes written request to the school principal shall~~
194 ~~be exempted from the teaching of~~ reproductive health or sexually
195 transmitted any disease education, including HIV/AIDS
196 instruction, in accordance with the provisions of s. 1003.42(3).

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197 Section 4. Paragraph (c) of subsection (1) of section
198 1006.148, Florida Statutes, is amended to read:

199 1006.148 Dating violence and abuse prohibited.—

200 (1) Each district school board shall adopt and implement a
201 dating violence and abuse policy. The policy shall:

202 (c) Define dating violence and abuse and provide for a
203 teen dating violence and abuse component in the health education
204 curriculum, according to s. 1003.42(2) (m) ~~(n)~~, with emphasis on
205 prevention education.

206 Section 5. This act shall take effect July 1, 2011.