

59 (ii) If a local school board or a charter school governing board decides to provide
 60 human sexuality instruction or instructional programs, the human sexuality instruction or
 61 instructional programs shall be provided in accordance with this section and ~~H→~~ **supporting** ~~←H~~
 61a State Board of

62 Education rules adopted under this section ~~H→~~ **and consistent with this section** ~~←H~~ .

63 (b) ~~[(i) That instruction]~~ Human sexuality instruction or instructional programs shall
 64 teach and stress:

65 ~~[(A)]~~ (i) the importance of abstinence from all sexual activity before marriage and
 66 fidelity after marriage as the only sure methods for preventing certain communicable diseases;
 67 and

68 ~~[(B)]~~ (ii) personal skills that encourage individual choice of abstinence and fidelity.

69 (c) Human sexuality instruction or instructional programs may not include instruction

70 in ~~H→~~ [f] ~~[-]~~ **or the advocacy of** [f] ~~[-, or the discussion of]~~ ~~←H~~ :

71 (i) the intricacies of intercourse, sexual stimulation, or erotic behavior;

72 (ii) ~~H→~~ **[the advocacy of]** ~~←H~~ homosexuality;

73 (iii) ~~H→~~ **[the advocacy or encouragement of]** the use of ~~←H~~ contraceptive methods or
 73a devices; or

74 (iv) ~~H→~~ **[the advocacy of]** ~~←H~~ sexual activity outside of marriage.

75 ~~[(ii)(A)]~~ (d) (i) At no time may instruction be provided, including responses to
 76 spontaneous questions raised by students, regarding any means or methods that facilitate or
 77 encourage the violation of any state or federal criminal law by a minor or an adult.

78 ~~[(B) Subsection (1)(b) (ii)(A) does not preclude an]~~

79 (ii) An instructor ~~[from responding]~~ may respond to a spontaneous question as long as
 80 the response is consistent with the provisions of this section.

81 ~~[(e)(i)]~~ (e) (i) (A) The board ~~H→~~ **, in consultation with parents,** ~~←H~~ shall recommend
 81a abstinence only instructional materials

82 for use in ~~[the curricula required under Subsection (1)(a)] human sexuality instruction or~~

83 instructional programs ~~H→~~ **[after considering evaluations of abstinence only instructional materials**

84 by the State Instructional Materials Commission] ~~←H~~ .

84a ~~H→~~ **(B) Abstinence only instructional materials recommended under Subsection (3)(e)(i)(A)**

84b **may include abstinence only instructional materials developed by the State Board of Education**

84c **in consultation with parents or abstinence only instructional materials evaluated by the State**

84d **Instructional Materials Commission.**

84e **(C) Instructional materials recommended under Subsection (3)(e)(i)(A) shall include**

84f a parent education component in which instruction or instructional materials are made
84g available to parents to assist parents in providing human sexuality instruction to their
84h children.

85 ~~[(B)]~~ (D) ←H The board may not recommend instructional materials other than abstinence
85a only
86 instructional materials for use in human sexuality instruction or instructional programs.

87 (ii) A local school board or charter school governing board may choose to adopt:

88 (A) the abstinence only instructional materials recommended under Subsection [~~(1)(c)~~]

89 (3)(e)(i); or

90 (B) other abstinence only instructional materials as provided in state board rule.

91 (iii) The state board rule made under Subsection [~~(1)(c)~~] (3)(e)(ii)(B) shall include, at a
92 minimum:

93 (A) that the abstinence only instructional materials adopted by a local school board or
94 charter school governing board under Subsection [~~(1)(c)~~] (3)(e)(ii)(B) shall be based upon
95 recommendations of the school district's or charter school's curriculum materials review
96 committee that comply with [~~state law and state board rules emphasizing abstinence before~~
97 ~~marriage and fidelity after marriage, and prohibiting instruction in:~~] the requirements and
98 restrictions applicable to human sexuality instruction or instructional programs specified in
99 Subsections (3)(b) and (c);

99a **H→ (B) that parents or guardians of children enrolled in the school district or charter**
99b **school shall be the majority of members of a curriculum materials review committee;**

99c **(C) that a school district or charter school, in consultation with parents, may develop**
99d **abstinence only curriculum materials;**

99e **(D) that abstinence only instructional materials adopted under Subsection (3)(e)(ii)(B)**
99f **shall include a parent education component in which instruction or instructional materials are**
99g **made available to parents to assist parents in providing human sexuality instruction to their**
99h **children. ←H**

100 [~~(I) the intricacies of intercourse, sexual stimulation, or erotic behavior;~~]

101 [~~(II) the advocacy of homosexuality;~~]

102 [~~(III) the advocacy or encouragement of the use of contraceptive methods or devices;~~

103 or]

104 [~~(IV) the advocacy of sexual activity outside of marriage;~~]

105 **H→ [(B)] (E) ←H** that the adoption of abstinence only instructional materials shall take
105a place in an

106 open and regular meeting of the local school board or charter school governing board for which
107 prior notice is given to parents and guardians of students attending schools in the district and an
108 opportunity for them to express their views and opinions on the materials at the meeting;

109 **H→ [(c)] (F) ←H** provision for an appeal and review process of the local school board's or
109a charter

110 school governing board's decision; and

111 **H→ [(D)] (G) ←H** provision for a report by the local school board or charter school
111a governing board

112 to the State Board of Education of the action taken and the abstinence only instructional