

Representative Angela Romero proposes the following substitute bill:

CHILD SEXUAL ABUSE PREVENTION

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Angela Romero

Senate Sponsor: _____

LONG TITLE

General Description:

This bill provides for child sexual abuse prevention training and instruction in elementary schools.

Highlighted Provisions:

This bill:

- ▶ adopts certain recommendations of Illinois's Erin's Law Task Force;
- ▶ ~~H~~→ [—requires] **provides that** ~~H~~ a school district or charter school

~~H~~→ [to] **may** ~~H~~ provide training and instruction on

child sexual abuse prevention and awareness to:

- ~~H~~→ [—elementary] ~~H~~ school personnel;
 - the parents or guardians of elementary school students; and
 - elementary students; and
- ▶ requires the State Board of Education, in partnership with the Department of Human

Services and nonprofit organizations specializing in child sexual abuse prevention, to approve instructional materials for the training and instruction of child sexual abuse prevention and awareness.

Money Appropriated in this Bill:

None

Other Special Clauses:



26 None

27 **Utah Code Sections Affected:**

28 ENACTS:

29 **53A-13-112**, Utah Code Annotated 1953



31 *Be it enacted by the Legislature of the state of Utah:*

32 Section 1. Section **53A-13-112** is enacted to read:

33 **53A-13-112. Child sexual abuse prevention.**

34 (1) As used in this section, "school personnel" is as defined in Section 53A-11-605.

35 (2) ~~H~~→ ~~[Beginning with the 2016-17 school year, a] A~~ ~~←H~~ school district or charter school

35a ~~H~~→ ~~[shall] may~~ ~~←H~~

36 provide child sexual abuse prevention training and instruction to:

37 (a) ~~H~~→ ~~[elementary]~~ ~~←H~~ school personnel on:

38 (i) responding to a disclosure of child sexual abuse in a supportive, appropriate

39 manner; and

40 (ii) the mandatory reporting requirements described in Sections 53A-6-502 and

41 62A-4a-403;

42 (b) parents or guardians of elementary school students on:

43 (i) recognizing warning signs of a child who is being sexually abused; and

44 (ii) effective, age-appropriate methods for discussing the topic of child sexual abuse

45 with a child; and

46 (c) elementary school students using age-appropriate curriculum.

47 (3) On or before July 1, 2015, the State Board of Education shall approve, in

48 partnership with the Department of Human Services and nonprofit organizations specializing in

49 child sexual abuse prevention, age-appropriate instructional materials for the training and

50 instruction described in Subsection (2).

51 (4) A school district or charter school ~~H~~→ **that provides the training and instruction**

51a **described in Subsection (2)** ~~←H~~ shall use the instructional materials approved by

52 the State Board of Education under Subsection (3).

53 (5) A school district or charter school may:

54 (a) determine the mode of delivery for the training and instruction described in

55 Subsection (2); and

56 (b) partner with a nonprofit organization to provide the training and instruction.

56a ~~H~~→ **(6)(a) A student may not be given the instruction under Subsection (2) unless**

56b the student's parent or guardian is notified in advance of the instruction and its content, given
56c a prior opportunity to review the materials to be used, and notified in advance of the parent or
56d guardian's right to have the student excused from the instruction.

56e (b) Upon the written request of a student's parent or guardian, the student shall be
56f excused from the instruction described in Subsection (2). ←H

57 ~~H~~→ [(6)] (7) ←~~H~~ (a) The State Board of Education shall report to the Legislature's
57a Education Interim
58 Committee on the progress of the provisions of this section by the committee's November 2017
59 meeting.
60 (b) A school district or charter school shall provide to the State Board of Education
61 information that is necessary for the board's report to the Legislature's Education Interim
62 Committee as required in Subsection ~~H~~→ [(6)] (7) ←~~H~~ (a).