

1 **Sex Education Instruction Amendments**

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Nicholeen P. Peck

Senate Sponsor:

2 **LONG TITLE**

3 **General Description:**

4 This bill removes human sexuality from the definition of sex education instruction.

5 **Highlighted Provisions:**

6 This bill:

- 7 ▶ removes human sexuality from the definition of sex education instruction; and
- 8 ▶ makes technical changes.

9 **Money Appropriated in this Bill:**

10 None

11 **Other Special Clauses:**

12 This bill provides a special effective date.

13 **Utah Code Sections Affected:**

14 AMENDS:

15 **53G-10-403**, as last amended by Laws of Utah 2019, Chapter 293

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

17 Section 1. Section **53G-10-403** is amended to read:

18 **53G-10-403 . Required parental consent for sex education instruction.**

19 (1) As used in this section:

20 (a)(i) "Sex education instruction" means, for the purpose of the parental consent
 21 requirement in this section, any course material, unit, class, lesson, activity, or
 22 presentation that, as the focus of the discussion, provides instruction or
 23 information ~~[to a student about]~~ about the following topics:

- 24 (A) sexual abstinence;
- 25 ~~[(B)]~~ human sexuality;
- 26 ~~[(C)]~~ (B) human reproduction;
- 27 ~~[(D)]~~ (C) reproductive anatomy;
- 28 ~~[(E)]~~ (D) physiology;

31 ~~[(F)]~~ (E) pregnancy;
 32 ~~[(G)]~~ (F) marriage;
 33 ~~[(H)]~~ (G) childbirth;
 34 ~~[(I)]~~ (H) parenthood;
 35 ~~[(J)]~~ (I) contraception;
 36 ~~[(K)]~~ (J) HIV/AIDS;
 37 ~~[(L)]~~ (K) sexually transmitted diseases; or
 38 ~~[(M)]~~ (L) refusal skills, as defined in Section 53G-10-402.

39 (ii) "Sex education instruction" does not include child sexual abuse prevention
 40 instruction described in Section 53G-9-207.

41 (b) "School" means the same as that term is defined in Section 53G-10-205.

42 (2)(a) A school shall obtain prior written consent from a student's parent before the
 43 school may provide sex education instruction to the student.

44 (b) Notwithstanding receipt of the consent described in Subsection (2)(a), a school may
 45 not provide sex education instruction that is not provided in the curriculum described
 46 in Section 53G-10-402.

47 (3) If a student's parent chooses not to have the student participate in sex education
 48 instruction, a school shall:

49 (a) waive the requirement for the student to participate in the sex education instruction;
 50 or

51 (b) provide the student with a reasonable alternative to the sex education instruction
 52 requirement.

53 (4) In cooperation with the student's teacher or school, a parent shall take responsibility for
 54 the parent's student's sex education instruction if a school:

55 (a) waives the student's sex education instruction requirement in Subsection (3)(a); or

56 (b) provides the student with a reasonable alternative to the sex education instruction
 57 requirement described in Subsection (3)(b).

58 (5) A student's academic or citizenship performance may not be penalized if the student's
 59 parent chooses not to have the student participate in sex education instruction as
 60 described in Subsection (3).

61 Section 2. **Effective Date.**

62 This bill takes effect on July 1, 2025.