

## HB0286S02 compared with HB0286

~~text~~ shows text that was in HB0286 but was deleted in HB0286S02.

text shows text that was not in HB0286 but was inserted into HB0286S02.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Angela Romero proposes the following substitute bill:

### CHILD SEXUAL ABUSE PREVENTION

2014 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Angela Romero**

Senate Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill ~~provides for~~ enacts provisions relating to child sexual abuse prevention training and instruction in ~~elementary~~ public schools.

##### Highlighted Provisions:

This bill:

- ▶ adopts certain recommendations of Illinois's Erin's Law Task Force;
- ▶ requires ~~a school district or charter school to provide training and instruction on~~ the State Board of Education, in partnership with certain entities, to approve instructional materials for child sexual abuse prevention and awareness training and instruction;
- ▶ requires a school district or charter school to use the instructional materials approved by the State Board of Education to provide child sexual abuse prevention

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and awareness training and instruction to:

- ~~{elementary}~~ school personnel; and
- the parents or guardians of elementary school students; ~~{and~~

~~elementary students}~~

- ▶ provides that a school district or charter school may provide child sexual abuse prevention and awareness instruction to elementary school students subject to certain requirements; and
- ▶ requires the State Board of Education to ~~{adopt model materials for the training and instruction on child sexual abuse prevention and awareness}~~ report to the Education Interim Committee.

### Money Appropriated in this Bill:

None

### Other Special Clauses:

None

### Utah Code Sections Affected:

ENACTS:

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

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

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

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

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

(2) On or before July 1, 2015, the State Board of Education shall approve, in partnership with the Department of Human Services and nonprofit organizations specializing in child sexual abuse prevention, age-appropriate instructional materials for the training and instruction described in Subsections (3)(a) and (4).

(3) (a) Beginning ~~{with}~~ in the ~~{2015-16}~~ 2016-17 school year, a school district or charter school shall provide training and instruction on child sexual abuse prevention ~~{training and {instruction}}~~ awareness to:

~~{a}~~ ~~{i}~~ ~~{elementary}~~ school personnel in elementary and secondary schools on:

~~{i}~~ A) responding to a disclosure of child sexual abuse in a supportive, appropriate

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manner; and

(~~fi~~B) the mandatory reporting requirements described in Sections 53A-6-502 and 62A-4a-403; and

(~~fb~~ii) parents or guardians of elementary school students on:

(~~fi~~A) recognizing warning signs of a child who is being sexually abused; and

(~~fi~~B) effective, age-appropriate methods for discussing the topic of child sexual abuse with a child ~~;~~ and.

~~(fc) elementary school students on recognizing and reporting conduct that constitutes child sexual abuse.~~

~~(3) On or before January 1, 2015, (b) A school district or charter school shall use the instructional materials approved by the State Board of Education ~~{shall develop or adopt}~~ under Subsection (2) to provide the training and instruction to school personnel and parents or guardians under Subsection (3)(a).~~

(4) (a) In accordance with Subsections (4)(b) and (5), a school district or charter school may provide instruction on child sexual abuse prevention and awareness to elementary school students using age-appropriate ~~{model materials for the training and}~~ curriculum.

(b) Beginning in the 2016-17 school year, a school district or charter school that provides the instruction described in Subsection (~~{2}~~:

~~(4;4)(a) shall use the instructional materials approved by the board under Subsection (2) to provide the instruction.~~

(5) (a) An elementary school student may not be given the instruction described in Subsection (4) unless the parent or guardian of the student is:

(i) notified in advance of the:

(A) instruction and the content of the instruction; and

(B) parent or guardian's right to have the student excused from the instruction;

(ii) given an opportunity to review the instructional materials before the instruction occurs; and

(iii) allowed to be present when the instruction is delivered.

(b) Upon the written request of the parent or guardian of an elementary school student, the student shall be excused from the instruction described in Subsection (4).

(6) A school district or charter school may:

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(a) ~~{develop or adopt its own age-appropriate materials}~~ determine the mode of delivery for the training and instruction described in ~~{Subsection (2)}~~; or  
~~(b) use the materials adopted by the State Board of Education under Subsection (3);~~  
~~(5) A school district or charter school may~~ Subsections (3) and (4); and  
(b) partner with a nonprofit organization to provide the training and instruction ~~{described in Subsection (2)}~~.

~~{(6)7}~~ (a) The State Board of Education shall report to the ~~{Legislature's}~~ Education Interim Committee on the progress of the provisions of this section by the committee's November ~~{2015}~~ 2017 meeting.

(b) ~~{A}~~ Upon request of the State Board of Education, a school district or charter school shall provide to the State Board of Education information that is necessary for the ~~{board's report to the Legislature's Education Interim Committee as required in Subsection (6)(a)}~~.

### Legislative Review Note

~~as of 1-21-14 4:38 PM~~

~~Office of Legislative Research and General Counsel~~ report required under Subsection (7)(a).