

CHILD SEXUAL ABUSE PREVENTION TRAINING

AMENDMENTS

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Angela Romero

Senate Sponsor: Todd Weiler

LONG TITLE

General Description:

This bill amends provisions related to child sexual abuse prevention training and instruction.

Highlighted Provisions:

This bill:

▸ requires school districts and charter schools to provide:

• ~~H→ [—on an annual basis]~~ every other year ←H , certain child sexual abuse prevention training and

instruction; and

• upon request of the State Board of Education, certain evidence of compliance; and

▸ makes technical and conforming corrections.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53G-9-207, as renumbered and amended by Laws of Utah 2018, Chapter 3

H.B. 228



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

29 Section 1. Section **53G-9-207** is amended to read:

30 **53G-9-207. Child sexual abuse prevention.**

31 (1) As used in this section, "school personnel" [~~is as~~] means the same as that term is
32 defined in Section **53G-9-203**.

33 (2) [~~On or before July 1, 2015, the~~] The State Board of Education shall approve, in
34 partnership with the Department of Human Services, age-appropriate instructional materials for
35 the training and instruction described in Subsections (3)(a) and (4).

36 (3) (a) [~~Beginning in the 2016-17 school year, a~~] A school district or charter school
37 shall provide ~~Ĥ~~ Ĥ ~~Ĥ~~ [annual] , every other year, ←Ĥ training and instruction on child sexual abuse
37a prevention and awareness
38 to:

39 (i) school personnel in elementary and secondary schools on:

40 (A) responding to a disclosure of child sexual abuse in a supportive, appropriate
41 manner; and

42 (B) the mandatory reporting requirements described in Sections **53E-6-701** and
43 **62A-4a-403**; and

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

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

46 (B) effective, age-appropriate methods for discussing the topic of child sexual abuse
47 with a child.

48 (b) A school district or charter school shall use the instructional materials approved by
49 the State Board of Education under Subsection (2) to provide the training and instruction to
50 school personnel and parents or guardians under Subsection (3)(a).

51 (4) (a) In accordance with Subsections (4)(b) and (5), a school district or charter school
52 may provide instruction on child sexual abuse prevention and awareness to elementary school
53 students using age-appropriate curriculum.

54 (b) [~~Beginning in the 2016-17 school year, a~~] A school district or charter school that
55 provides the instruction described in Subsection (4)(a) shall use the instructional materials
56 approved by the board under Subsection (2) to provide the instruction.

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

- 59 (i) notified in advance of the:
- 60 (A) instruction and the content of the instruction; and
- 61 (B) parent or guardian's right to have the student excused from the instruction;
- 62 (ii) given an opportunity to review the instructional materials before the instruction
- 63 occurs; and
- 64 (iii) allowed to be present when the instruction is delivered.
- 65 (b) Upon the written request of the parent or guardian of an elementary school student,
- 66 the student shall be excused from the instruction described in Subsection (4).
- 67 (c) Participation of a student requires compliance with Sections [53E-9-202](#) and
- 68 [53E-9-203](#).
- 69 (6) A school district or charter school may determine the mode of delivery for the
- 70 training and instruction described in Subsections (3) and (4).
- 71 ~~[(7) (a) The State Board of Education shall report to the Education Interim Committee~~
- 72 ~~on the progress of the provisions of this section by the committee's November 2017 meeting.]~~
- 73 ~~[(b) Upon request of the State Board of Education, a school district or charter school~~
- 74 ~~shall provide to the State Board of Education information that is necessary for the report~~
- 75 ~~required under Subsection (7)(a).]~~
- 76 (7) Upon request of the State Board of Education, a school district or charter school
- 77 shall provide evidence of compliance with this section.
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Legislative Review Note
Office of Legislative Research and General Counsel