

SEX EDUCATION INSTRUCTION AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Tim Jimenez

Senate Sponsor: Keith Grover

LONG TITLE

General Description:

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

Highlighted Provisions:

This bill:

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

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

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

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

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

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

(1) As used in this section:

(a) (i) "Sex education instruction" means ~~H~~→ , **for the purpose of the parental consent**

requirement in this section, ←~~H~~ any course material, unit, class, lesson,

activity, or presentation that, as the focus of the discussion, provides instruction or information



28 to a student about:

- 29 (A) sexual abstinence;
- 30 [~~(B)~~] ~~human sexuality;~~
- 31 [~~(C)~~] (B) human reproduction;
- 32 [~~(D)~~] (C) reproductive anatomy;
- 33 [~~(E)~~] (D) physiology;
- 34 [~~(F)~~] (E) pregnancy;
- 35 [~~(G)~~] (F) marriage;
- 36 [~~(H)~~] (G) childbirth;
- 37 [~~(I)~~] (H) parenthood;
- 38 [~~(J)~~] (I) contraception;
- 39 [~~(K)~~] (J) HIV/AIDS;
- 40 [~~(L)~~] (K) sexually transmitted diseases; or
- 41 [~~(M)~~] (L) refusal skills, as defined in Section 53G-10-402.

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

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

45 (2) ~~H~~→ (a) ←~~H~~ A school shall obtain prior written consent from a student's parent before
45a the school
46 may provide sex education instruction to the student.

46a ~~H~~→ (b) **Notwithstanding receipt of the consent described in Subsection (2)(a), a school may not**
46b **provide sex education instruction that is not provided** ~~S~~→ [~~in the curriculum described~~] ←~~S~~ **in**
46b1 **Section**
46c **53G-10-402.** ←~~H~~

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
54 for 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