



Sen. Celina Villanueva

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LRB102 13676 CMG 22364 a

1 AMENDMENT TO SENATE BILL 266

2 AMENDMENT NO. _____. Amend Senate Bill 266 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing
5 Sections 2-3.62, 27-9.1, and 27-9.2 as follows:

6 (105 ILCS 5/2-3.62) (from Ch. 122, par. 2-3.62)

7 Sec. 2-3.62. Educational service centers.

8 (a) A regional network of educational service centers
9 shall be established by the State Board of Education to
10 coordinate and combine existing services in a manner which is
11 practical and efficient and to provide new services to schools
12 as provided in this Section. Services to be made available by
13 such centers shall include the planning, implementation and
14 evaluation of:

15 (1) (blank);

16 (2) computer technology education;

1 (3) mathematics, science and reading resources for
2 teachers including continuing education, inservice
3 training and staff development.

4 The centers may provide training, technical assistance,
5 coordination and planning in other program areas such as
6 school improvement, school accountability, financial planning,
7 consultation, and services, career guidance, early childhood
8 education, alcohol/drug education and prevention, family life
9 - sexual health ~~sex~~ education, electronic transmission of data
10 from school districts to the State, alternative education and
11 regional special education, and telecommunications systems
12 that provide distance learning. Such telecommunications
13 systems may be obtained through the Department of Central
14 Management Services pursuant to Section 405-270 of the
15 Department of Central Management Services Law (20 ILCS
16 405/405-270). The programs and services of educational service
17 centers may be offered to private school teachers and private
18 school students within each service center area provided
19 public schools have already been afforded adequate access to
20 such programs and services.

21 Upon the abolition of the office, removal from office,
22 disqualification for office, resignation from office, or
23 expiration of the current term of office of the regional
24 superintendent of schools, whichever is earlier, the chief
25 administrative officer of the centers serving that portion of
26 a Class II county school unit outside of a city of 500,000 or

1 more inhabitants shall have and exercise, in and with respect
2 to each educational service region having a population of
3 2,000,000 or more inhabitants and in and with respect to each
4 school district located in any such educational service
5 region, all of the rights, powers, duties, and
6 responsibilities theretofore vested by law in and exercised
7 and performed by the regional superintendent of schools for
8 that area under the provisions of this Code or any other laws
9 of this State.

10 The State Board of Education shall promulgate rules and
11 regulations necessary to implement this Section. The rules
12 shall include detailed standards which delineate the scope and
13 specific content of programs to be provided by each
14 Educational Service Center, as well as the specific planning,
15 implementation and evaluation services to be provided by each
16 Center relative to its programs. The Board shall also provide
17 the standards by which it will evaluate the programs provided
18 by each Center.

19 (b) Centers serving Class 1 county school units shall be
20 governed by an 11-member board, 3 members of which shall be
21 public school teachers nominated by the local bargaining
22 representatives to the appropriate regional superintendent for
23 appointment and no more than 3 members of which shall be from
24 each of the following categories, including but not limited to
25 superintendents, regional superintendents, school board
26 members and a representative of an institution of higher

1 education. The members of the board shall be appointed by the
2 regional superintendents whose school districts are served by
3 the educational service center. The composition of the board
4 will reflect the revisions of this amendatory Act of 1989 as
5 the terms of office of current members expire.

6 (c) The centers shall be of sufficient size and number to
7 assure delivery of services to all local school districts in
8 the State.

9 (d) From monies appropriated for this program the State
10 Board of Education shall provide grants paid from the Personal
11 Property Tax Replacement Fund to qualifying Educational
12 Service Centers applying for such grants in accordance with
13 rules and regulations promulgated by the State Board of
14 Education to implement this Section.

15 (e) The governing authority of each of the 18 regional
16 educational service centers shall appoint a family life -
17 sexual health ~~sex~~ education advisory board consisting of 2
18 parents, 2 teachers, 2 school administrators, 2 school board
19 members, 2 health care professionals, one library system
20 representative, and the director of the regional educational
21 service center who shall serve as chairperson of the advisory
22 board so appointed. Members of the family life - sexual health
23 ~~sex~~ education advisory boards shall serve without
24 compensation. Each of the advisory boards appointed pursuant
25 to this subsection shall develop a plan for regional
26 teacher-parent family life - sexual health ~~sex~~ education

1 training sessions and shall file a written report of such plan
2 with the governing board of their regional educational service
3 center. The directors of each of the regional educational
4 service centers shall thereupon meet, review each of the
5 reports submitted by the advisory boards and combine those
6 reports into a single written report which they shall file
7 with the Citizens Council on School Problems prior to the end
8 of the regular school term of the 1987-1988 school year.

9 (f) The 14 educational service centers serving Class I
10 county school units shall be disbanded on the first Monday of
11 August, 1995, and their statutory responsibilities and
12 programs shall be assumed by the regional offices of
13 education, subject to rules and regulations developed by the
14 State Board of Education. The regional superintendents of
15 schools elected by the voters residing in all Class I counties
16 shall serve as the chief administrators for these programs and
17 services.

18 (Source: P.A. 98-24, eff. 6-19-13; 98-647, eff. 6-13-14;
19 99-30, eff. 7-10-15.)

20 (105 ILCS 5/27-9.1) (from Ch. 122, par. 27-9.1)

21 Sec. 27-9.1. Sexual health ~~Sex~~ education.

22 (a) In this Section:

23 "Abstinence" means not engaging in oral, vaginal, or anal
24 intercourse or genital skin-to-skin contact.

25 "Adapt" means to modify an evidence-based or

1 evidence-informed program model for use with a particular
2 demographic, ethnic, linguistic, or cultural group.

3 "Age appropriate" means suitable to particular ages or age
4 groups of children and adolescents, based on the developing
5 cognitive, emotional, and behavioral capacity typical for the
6 age or age group.

7 "Anatomy and physiology" means that information that
8 provides a foundation for understanding basic human
9 functioning.

10 "Characteristics of effective programs" means the aspects
11 of evidence-based programs, including the development,
12 content, and implementation of such programs, that (i) have
13 been shown to be effective in terms of increasing knowledge,
14 clarifying values and attitudes, increasing skills, and
15 impacting behavior and (ii) are widely recognized by leading
16 medical and public health agencies to be effective in changing
17 sexual behaviors that lead to sexually transmitted infections,
18 including HIV, unintended pregnancy, and dating violence and
19 sexual assault among young people.

20 "Comprehensive" means essential information that includes,
21 but is not limited to, content related to anatomy and
22 physiology; healthy relationships; identity; personal safety;
23 pregnancy and reproduction; puberty, growth, and adolescent
24 development; and sexually transmitted infections, including
25 HIV.

26 "Consent" means an affirmative, knowing, conscious,

1 ongoing, and voluntary agreement to engage in interpersonal,
2 physical, or sexual activity, which can be revoked at any
3 point, including during the course of interpersonal, physical,
4 or sexual activity.

5 "Culturally appropriate" means affirming culturally
6 diverse individuals, families, and communities in an
7 inclusive, respectful, and effective manner, including
8 materials and instruction that are inclusive of race,
9 ethnicity, language, cultural background, religion, gender,
10 gender identity, gender expression, sexual orientation, sexual
11 behavior, and different abilities.

12 "Evidence-based program" means a program for which
13 systematic, empirical research or evaluation has provided
14 evidence of effectiveness.

15 "Evidence-informed program" means a program that uses the
16 best available research and practice knowledge to guide
17 program design and implementation.

18 "Healthy relationships" means that information that helps
19 pupils learn how to identify healthy and unhealthy
20 relationship behaviors and helps pupils develop the skills to
21 navigate changing relationships among family, peers, and
22 partners free from shame and stigma.

23 "Identity" means that information that addresses several
24 fundamental aspects of people's understanding of how they
25 identify their sexual orientation, gender, gender identity, or
26 gender expression without stereotypes, shame, or stigma.

1 "Personal safety" means that information that helps pupils
2 develop an awareness about and the skills and confidence to
3 respond to discrimination, bullying, harassment, including
4 sexual harassment, sexual abuse, sexual assault, intimate
5 partner violence, incest, rape, and sex trafficking and the
6 role that schools play in creating learning environments that
7 promote personal safety.

8 "Pre-exposure Prophylaxis (PrEP)" means medications
9 approved by the federal Food and Drug Administration and
10 recommended by the United States Public Health Service or the
11 federal Centers for Disease Control and Prevention for HIV
12 pre-exposure prophylaxis and related pre-exposure prophylaxis
13 services, including, but not limited to, HIV and sexually
14 transmitted infection screening, treatment for sexually
15 transmitted infections, medical monitoring, laboratory
16 services, and sexual health counseling, to reduce the
17 likelihood of HIV infection for individuals who are not living
18 with HIV but are vulnerable to HIV exposure.

19 "Pregnancy and reproduction" means that information that
20 addresses how pregnancy happens, informed decision-making to
21 avoid unintended pregnancy through abstinence and
22 contraception, prenatal practices and resources that support a
23 healthy pregnancy; and information that helps pupils
24 understand resources and laws related to pregnancy, adoption,
25 abortion, and parenting.

26 "Post-exposure Prophylaxis (PeP)" means the medications

1 that are recommended by the federal Centers for Disease
2 Control and Prevention and other public health authorities to
3 help prevent HIV infection after potential occupational or
4 non-occupational HIV exposure.

5 Puberty, growth, and adolescent development" means that
6 information that addresses a pivotal milestone for every
7 person that has an impact on cognitive, emotional, physical,
8 sexual and social development.

9 "Sexually transmitted infections, including HIV" means
10 that information that provides both content and skills for
11 understanding scientifically accepted methods of how to
12 prevent and avoid exposure to sexually transmitted infections
13 (STIs), including HIV, through abstinence, condoms,
14 vaccination, Pre-exposure Prophylaxis (PrEP), and
15 Post-exposure Prophylaxis (PEP), including how they are
16 transmitted, their signs, symptoms, and options for screening,
17 testing, and treatment, and other medical care.

18 "Medically accurate" means verified or supported by the
19 weight of research conducted in compliance with accepted
20 scientific methods and published in peer-reviewed journals, if
21 applicable, or comprising information recognized as accurate,
22 objective, and complete.

23 "Unintended pregnancy" means a pregnancy that is unplanned
24 or unwanted (that is, the pregnancy occurred when no children
25 or no more children were desired or the pregnancy occurred
26 earlier than desired).

1 (a-5) No pupil shall be required to take or participate in
2 any class or course in comprehensive sexual health ~~sex~~
3 education if that pupil's ~~his~~ parent or guardian submits
4 written objection thereto, and refusal to take or participate
5 in such course or program shall not be reason for suspension or
6 expulsion of such pupil. ~~Each class or course in comprehensive~~
7 ~~sex education offered in any of grades 6 through 12 shall~~
8 ~~include instruction on both abstinence and contraception for~~
9 ~~the prevention of pregnancy and sexually transmitted diseases,~~
10 ~~including HIV/AIDS.~~ Nothing in this Section prohibits
11 instruction in sanitation, hygiene or traditional courses in
12 biology.

13 (b) (Blank). ~~All public school classes that teach sex~~
14 ~~education and discuss sexual intercourse in grades 6 through~~
15 ~~12 shall emphasize that abstinence from sexual intercourse is~~
16 ~~a responsible and positive decision and is the only protection~~
17 ~~that is 100% effective against unwanted teenage pregnancy,~~
18 ~~sexually transmitted diseases, and acquired immune deficiency~~
19 ~~syndrome (AIDS) when transmitted sexually.~~

20 (c) All classes that teach sexual health ~~sex~~ education and
21 discuss sexual intercourse in grades 6 through 12 shall
22 satisfy the following criteria:

23 (1) Course material and instruction shall be
24 culturally, developmentally, and age appropriate,
25 medically accurate, and comprehensive ~~complete~~.

26 (1.5) Course material and instruction shall replicate

1 evidence-based or evidence-informed programs or
2 substantially incorporate elements of evidence-based
3 programs or evidence-informed programs or characteristics
4 of effective programs.

5 (2) Course material and instruction shall include
6 information on the value of healthy, consenting, committed
7 relationships, including marriage and civil unions and how
8 to form and maintain healthy romantic, sexual, and
9 intimate partnerships that are based on mutual consent and
10 are free from violence, coercion, and intimidation. ~~teach~~
11 ~~honor and respect for monogamous heterosexual marriage.~~

12 (3) Course material and instruction shall include
13 information stating that continuous, consistent,
14 abstinence from sexual activity is the only protection
15 that is 100% effective against unintended pregnancy and
16 STIs, including HIV. Course material and instruction shall
17 also include information about scientifically accepted
18 methods that can be used to greatly reduce unintended
19 pregnancy and STIs, including HIV. These methods include,
20 but are not limited to, contraception, vaccination, PrEP
21 and PEP, regular testing and screening, and other medical
22 care. ~~place substantial emphasis on both abstinence,~~
23 ~~including abstinence until marriage, and contraception for~~
24 ~~the prevention of pregnancy and sexually transmitted~~
25 ~~diseases among youth and shall stress that abstinence is~~
26 ~~the ensured method of avoiding unintended pregnancy,~~

1 ~~sexually transmitted diseases, and HIV/AIDS.~~

2 (4) Course material and instruction related to
3 pregnancy shall include an objective discussion of
4 parenting, adoption, and abortion. ~~shall include a~~
5 ~~discussion of the possible emotional and psychological~~
6 ~~consequences of preadolescent and adolescent sexual~~
7 ~~intercourse and the consequences of unwanted adolescent~~
8 ~~pregnancy.~~

9 (5) Course material and instruction shall include
10 information, consistent with federal Centers for Disease
11 Control and Prevention (CDC) statistics, citing the
12 effectiveness and safety of all federal Food and Drug
13 Administration (FDA) approved methods in preventing or
14 reducing the likelihood of acquiring HIV and other STIs.
15 ~~stress that sexually transmitted diseases are serious~~
16 ~~possible hazards of sexual intercourse. Pupils shall be~~
17 ~~provided with statistics based on the latest medical~~
18 ~~information citing the failure and success rates of~~
19 ~~condoms in preventing AIDS and other sexually transmitted~~
20 ~~diseases.~~

21 (5.5) Course material and instruction shall provide
22 information, consistent with CDC statistics, citing the
23 effectiveness and safety of all FDA-approved contraceptive
24 methods in preventing unintended pregnancy, including, but
25 not limited to, emergency contraception.

26 (6) Course material and instruction shall include

1 information and skills development relating to parenting,
2 including financial and emotional responsibilities,
3 communication skills, problem solving, and caretaking.
4 Course material and instruction shall also include
5 information on laws pertaining to medical care and medical
6 decisions throughout pregnancy and birth, surrendering
7 physical custody of a child pursuant to the Abandoned
8 Newborn Infant Protection Act, and the rights of pregnant
9 pupils to stay in their own school or enroll in a school
10 designated solely for pregnant pupils. ~~advise pupils of~~
11 ~~the laws pertaining to their financial responsibility to~~
12 ~~children born in and out of wedlock.~~

13 (7) Course material and instruction shall advise
14 pupils of the circumstances under which it is unlawful for
15 a person to have sexual relations with an individual who
16 is under the age of 17 and for a person who is in a
17 position of trust, authority, or supervision to have
18 sexual relations with an individual who is under the age
19 of 18 pursuant to Article 11 of the Criminal Code of 2012.

20 (8) Course material and instruction shall provide
21 pupils with the knowledge and skills for making and
22 implementing healthy decisions about sexuality, including
23 negotiation and refusal skills, to assist pupils in
24 overcoming peer pressure and using effective
25 decision-making skills to avoid high risk activities.

26 Course material and instruction shall also teach pupils to

1 not make unwanted physical and verbal sexual advances and
2 how to say no to unwanted sexual advances and how to give,
3 receive, and understand consent. Pupils shall be taught
4 that it is wrong to take advantage of or to exploit another
5 person. The material and instruction shall also encourage
6 pupils ~~youth~~ to resist negative peer pressure. The
7 material and instruction shall include discussion on what
8 may be considered sexual harassment or sexual assault.

9 (9) (Blank).

10 (10) Course material and instruction shall teach
11 pupils about the effect of drugs and alcohol on
12 responsible decision-making and consent, including the
13 risks ~~dangers~~ associated with drug and alcohol consumption
14 during pregnancy and when engaging in sexual activity.

15 (11) Course material and instruction must include an
16 age-appropriate discussion on the meaning of consent that
17 includes discussion on recognizing all of the following:

18 (A) That consent is a freely given agreement to
19 sexual activity.

20 (B) That consent to one particular sexual activity
21 does not constitute consent to other types of sexual
22 activities.

23 (C) That a person's lack of verbal or physical
24 resistance or submission resulting from the use or
25 threat of force does not constitute consent.

26 (D) That a person's manner of dress does not

1 constitute consent.

2 (E) That a person's consent to past sexual
3 activity does not constitute consent to future sexual
4 activity.

5 (F) That a person's consent to engage in sexual
6 activity with one person does not constitute consent
7 to engage in sexual activity with another person.

8 (G) That a person can withdraw consent at any
9 time.

10 (H) That a person cannot consent to sexual
11 activity if that person is unable to understand the
12 nature of the activity or give knowing consent due to
13 certain circumstances that include, but are not
14 limited to, (i) the person is incapacitated due to the
15 use or influence of alcohol or drugs, (ii) the person
16 is asleep or unconscious, (iii) the person is a minor,
17 or (iv) the person is incapacitated due to a mental
18 disability.

19 (12) Course material and instruction shall include
20 information about State laws that apply to minor
21 confidentiality and minor consent, including exceptions.
22 If available, material and instructions shall include
23 local resources that include, but are not limited to, how
24 and where to access local resources; pupils' legal rights
25 to access local resources for sexual and reproductive
26 health care; parenting resources; substance abuse

1 treatment; mental health treatment; emergency medical
2 treatment for sexual assault; and resources for assistance
3 with sexual assault, harassment, intimate partner
4 violence, stalking, sex trafficking and suicide
5 prevention. Local resources must be inclusive of gender
6 identity, gender expression, sexual orientation, and
7 sexual behavior.

8 (13) Course material and instruction shall encourage
9 pupils to communicate with their parents or guardians,
10 faith, health, and social service professionals, and other
11 trusted adults about sexuality and intimate relationships.

12 (14) Course material and instruction may not
13 deliberately withhold health-promoting or life-saving
14 information about sexuality-related topics, including
15 FDA-approved treatment and options.

16 (15) Course material and instruction may not be
17 medically inaccurate or include information that is
18 scientifically shown to be ineffective.

19 (16) Course material and instruction may not reflect
20 or promote bias against any person on the basis of the
21 person's race, ethnicity, language, cultural background,
22 religion, HIV status, gender, gender identity, gender
23 expression, sexual orientation, sexual behavior, or
24 ability.

25 (17) Course material and instruction may not be
26 insensitive and unresponsive to the needs of pupils based

1 on their status as pregnant or parenting, living with
2 STIs, including HIV, sexually active, asexual, or intersex
3 or based on their gender, gender identity, gender
4 expression, sexual orientation, sexual behavior, or
5 ability.

6 (18) Course material and instruction may not be
7 insensitive and unresponsive to the needs of survivors of
8 sexual abuse or assault.

9 (19) Course material and instruction may not be
10 inconsistent with the ethical imperatives of medicine and
11 public health.

12 (20) Pupils may not be denied access to sexual health
13 instruction on the basis of any disability or perceived
14 disability or English Learner status.

15 (21) Course material and instruction shall be
16 sensitive and responsive to the needs of pupils with an
17 intersex variation.

18 (c-5) All classes that teach sexual health education in
19 grades 5 and below shall use course material and provide
20 instruction that is medically accurate, evidence-based or
21 evidence-informed, and culturally, developmentally, and age
22 appropriate.

23 (d) An opportunity shall be afforded to individuals,
24 including parents or guardians, to review ~~examine~~ the scope
25 and sequence of instructional materials to be used in such
26 class or course electronically or in person.

1 (e) The State Board of Education shall make available
2 resource materials developed in consultation with
3 stakeholders, with the cooperation and input of experts that
4 provide comprehensive, culturally appropriate sexual health
5 education and organizations and entities that promote
6 comprehensive, culturally appropriate sexual health education
7 policy. ~~the agency that administers grant programs consistent~~
8 ~~with criteria (1) and (1.5) of subsection (c) of this Section,~~
9 ~~for educating children regarding sex education and may take~~
10 ~~into consideration the curriculum on this subject developed by~~
11 ~~other states, as well as any other curricular materials~~
12 ~~suggested by education experts and other groups that work on~~
13 ~~sex education issues.~~ Materials may include, without
14 limitation, model sexual health ~~sex~~ education curriculums and
15 sexual health education programs. The State Board of Education
16 shall make these resource materials available on its Internet
17 website, in a clearly identified and easily accessible place.
18 School districts that do not currently provide sexual health
19 ~~sex~~ education are not required to teach sexual health ~~sex~~
20 education. If a sexual health ~~sex~~ education class or course is
21 offered in any grade ~~of grades 6 through 12,~~ the school
22 district must teach the curriculum, adapted appropriately, to
23 all pupils in that grade, including pupils with disabilities
24 and non-English speaking pupils. Schools may choose and adapt
25 the culturally, developmentally, and age-appropriate,
26 medically accurate, evidence-based or evidence-informed, and,

1 in the case of grades 6 through 12, comprehensive sexual
2 health ~~complete sex~~ education curriculum that meets the
3 specific needs of its community.

4 (f) The State Board of Education shall, through existing
5 reporting mechanisms, direct each school district to identify
6 any curricula used to provide comprehensive sexual health
7 education, whether the instruction was provided by a teacher
8 in the school, a consultant, or a community group; the number
9 of pupils receiving instruction; the number of pupils excused
10 from instruction; and the duration of instruction and shall
11 report the results of this inquiry to the General Assembly
12 annually, beginning one year after the effective date of this
13 amendatory Act of the 102nd General Assembly.

14 (Source: P.A. 100-684, eff. 8-3-18; 101-579, eff. 1-1-20.)

15 (105 ILCS 5/27-9.2) (from Ch. 122, par. 27-9.2)

16 Sec. 27-9.2. Family Life. If any school district provides
17 courses of instruction designed to promote a wholesome and
18 comprehensive understanding of the emotional, psychological,
19 physiological, hygienic and social responsibility aspects of
20 family life, then such courses of instruction shall include
21 the teaching of all pregnancy options ~~the alternatives to~~
22 ~~abortion~~, appropriate to the various grade levels; and
23 whenever such courses of instruction are provided in any of
24 grades 6 through 12, then such courses also shall include
25 instruction on the prevention, transmission, screening, and

1 ~~treatment spread~~ of HIV/AIDS ~~AIDS~~. However, no pupil shall be
2 required to take or participate in any family life class or
3 course on HIV/AIDS ~~AIDS~~ instruction if the pupil's ~~his~~ parent
4 or guardian submits written objection thereto, and refusal to
5 take or participate in such course or program shall not be
6 reason for suspension or expulsion of such pupil.

7 The State Superintendent of Education shall prepare and
8 make available to local school districts courses of
9 instruction designed to satisfy the requirements of this
10 Section.

11 The State Superintendent of Education shall develop a
12 procedure for evaluating and measuring the effectiveness of
13 the family life courses of instruction in each local school
14 district, including the setting of reasonable and equitable
15 goals for improved sexual health outcomes, such as reduced
16 instances and disparities of sexually transmitted infections
17 (STI), including HIV, increased instances of STI screening and
18 treatment, including for HIV, especially in community areas
19 with high STI, including HIV, diagnoses rates, and decreased
20 instances and disparities of sexual assault and unintended
21 pregnancy. ~~reduced sexual activity, sexually transmitted~~
22 ~~diseases and premarital pregnancy. The goals shall be set by~~
23 ~~the beginning of the 1991-92 school year.~~ The State
24 Superintendent shall distribute a copy of the procedure to
25 each local school district. Each local school district may
26 develop additional procedures or methods for measuring the

1 effectiveness of the family life courses of instruction within
2 the district. ~~Before the beginning of the 1993-94 school year,~~
3 ~~the State Superintendent shall collect and evaluate all~~
4 ~~relevant data to determine whether the goals are being~~
5 ~~achieved.~~

6 (Source: P.A. 86-941.)

7 Section 10. The Critical Health Problems and Comprehensive
8 Health Education Act is amended by changing Section 3 as
9 follows:

10 (105 ILCS 110/3)

11 Sec. 3. Comprehensive Health Education Program. The
12 program established under this Act shall include, but not be
13 limited to, the following major educational areas as a basis
14 for curricula in all elementary and secondary schools in this
15 State: human ecology and health, human growth and development,
16 the emotional, psychological, physiological, hygienic, and
17 social responsibilities of family life, culturally,
18 developmentally, and age-appropriate, medically accurate, and
19 evidence-based or evidence-informed information regarding
20 including sexual abstinence until marriage, contraception,
21 vaccination, Pre-exposure Prophylaxis (PREP) and Post-exposure
22 Prophylaxis (PEP), and other medical care for the prevention
23 and control of unintended pregnancy and sexually transmitted
24 infections disease, including instruction in grades 6 through

1 12 on the prevention, transmission, and treatment of HIV
2 ~~spread of AIDS~~, age-appropriate sexual abuse and assault
3 awareness and prevention education in grades pre-kindergarten
4 through 12, public and environmental health, consumer health,
5 safety education and disaster survival, mental health and
6 illness, personal health habits, alcohol and, drug use, and
7 abuse, including the medical and legal ramifications of
8 alcohol, drug, and tobacco use, abuse during pregnancy,
9 ~~evidence based and medically accurate information regarding~~
10 ~~sexual abstinence~~, tobacco, nutrition, and dental health. The
11 instruction on mental health and illness must evaluate the
12 multiple dimensions of health by reviewing the relationship
13 between physical and mental health so as to enhance student
14 understanding, attitudes, and behaviors that promote health,
15 well-being, and human dignity. The program shall also provide
16 course material and instruction to advise pupils of the
17 Abandoned Newborn Infant Protection Act. The program shall
18 include medically accurate information about cancer,
19 including, without limitation, types of cancer, signs and
20 symptoms, risk factors, the importance of early prevention and
21 detection, and information on where to go for help.
22 Notwithstanding the above educational areas, the following
23 areas may also be included as a basis for curricula in all
24 elementary and secondary schools in this State: basic first
25 aid (including, but not limited to, cardiopulmonary
26 resuscitation and the Heimlich maneuver), heart disease,

1 diabetes, stroke, the prevention of child abuse, neglect, and
2 suicide, and teen dating violence in grades 7 through 12.
3 Beginning with the 2014-2015 school year, training on how to
4 properly administer cardiopulmonary resuscitation (which
5 training must be in accordance with standards of the American
6 Red Cross, the American Heart Association, or another
7 nationally recognized certifying organization) and how to use
8 an automated external defibrillator shall be included as a
9 basis for curricula in all secondary schools in this State.

10 The school board of each public elementary and secondary
11 school in the State shall encourage all teachers and other
12 school personnel to acquire, develop, and maintain the
13 knowledge and skills necessary to properly administer
14 life-saving techniques, including, without limitation, the
15 Heimlich maneuver and rescue breathing. The training shall be
16 in accordance with standards of the American Red Cross, the
17 American Heart Association, or another nationally recognized
18 certifying organization. A school board may use the services
19 of non-governmental entities whose personnel have expertise in
20 life-saving techniques to instruct teachers and other school
21 personnel in these techniques. Each school board is encouraged
22 to have in its employ, or on its volunteer staff, at least one
23 person who is certified, by the American Red Cross or by
24 another qualified certifying agency, as qualified to
25 administer first aid and cardiopulmonary resuscitation. In
26 addition, each school board is authorized to allocate

1 appropriate portions of its institute or inservice days to
2 conduct training programs for teachers and other school
3 personnel who have expressed an interest in becoming qualified
4 to administer emergency first aid or cardiopulmonary
5 resuscitation. School boards are urged to encourage their
6 teachers and other school personnel who coach school athletic
7 programs and other extracurricular school activities to
8 acquire, develop, and maintain the knowledge and skills
9 necessary to properly administer first aid and cardiopulmonary
10 resuscitation in accordance with standards and requirements
11 established by the American Red Cross or another qualified
12 certifying agency. Subject to appropriation, the State Board
13 of Education shall establish and administer a matching grant
14 program to pay for half of the cost that a school district
15 incurs in training those teachers and other school personnel
16 who express an interest in becoming qualified to administer
17 cardiopulmonary resuscitation (which training must be in
18 accordance with standards of the American Red Cross, the
19 American Heart Association, or another nationally recognized
20 certifying organization) or in learning how to use an
21 automated external defibrillator. A school district that
22 applies for a grant must demonstrate that it has funds to pay
23 half of the cost of the training for which matching grant money
24 is sought. The State Board of Education shall award the grants
25 on a first-come, first-serve basis.

26 No pupil shall be required to take or participate in any

1 class or course on HIV/AIDS ~~AIDS~~ or family life instruction or
2 to receive training on how to properly administer
3 cardiopulmonary resuscitation or how to use an automated
4 external defibrillator if the pupil's ~~his or her~~ parent or
5 guardian submits written objection thereto, and refusal to
6 take or participate in the course or program or the training
7 shall not be reason for suspension or expulsion of the pupil.

8 Curricula developed under programs established in
9 accordance with this Act in the major educational area of
10 alcohol and drug use and abuse shall include classroom
11 instruction in grades 5 through 12. The instruction, which
12 shall include matters relating to both the physical and legal
13 effects and ramifications of drug and substance abuse, shall
14 be integrated into existing curricula; and the State Board of
15 Education shall develop and make available to all elementary
16 and secondary schools in this State instructional materials
17 and guidelines which will assist the schools in incorporating
18 the instruction into their existing curricula. In addition,
19 school districts may offer, as part of existing curricula
20 during the school day or as part of an after school program,
21 support services and instruction for pupils or pupils whose
22 parent, parents, or guardians are chemically dependent.

23 (Source: P.A. 101-305, eff. 1-1-20; revised 8-21-20.)

24 Section 99. Effective date. This Act takes effect upon
25 becoming law."