## GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2009

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## **SENATE BILL 221\***

Short Title:	Healthy Youth Act. (Public)			
Sponsors:	Senators Graham; Atwater, Berger of Franklin, Bingham, Boseman, Dannelly, Davis, Dorsett, Foriest, Garrou, Jenkins, Jones, Kinnaird, Malone, McKissick, Nesbitt, Purcell, Queen, Shaw, Stein, and Weinstein.			
Referred to:	Education/Higher Education.			
	February 19, 2009			
	A BILL TO BE ENTITLED			
	TO PROVIDE FOR ABSTINENCE UNTIL MARRIAGE AND EHENSIVE SEXUALITY EDUCATION PROGRAMS IN GRADES SEVEN GH NINE.			
The General	Assembly of North Carolina enacts:			
	ECTION 1. This act shall be known as the "Healthy Youth Act of 2009".			
S	ECTION 2. G.S. 115C-81(e1)(1)l. reads as rewritten:			
	"l. Abstinence until marriage education; An abstinence only until			
	marriage program, and an abstinence-based comprehensive sexuality			
	education program; and".			
S	ECTION 3. G.S. 115C-81(e1)(3) is repealed.			
S	ECTION 4. G.S. 115C-81(e1)(4) reads as rewritten:			
"(	4) The State Board of Education shall evaluate abstinence until marriage			
	curricula and their learning materials and shall develop and maintain a			
	recommended list of one or more approved abstinence until marriage			
	curricula. The State Board may develop an abstinence until marriage			

recommended list of one of more approved abstinence until marriage curricula. The State Board may develop an abstinence until marriage program to include on the recommended list. The State Board of Education shall not select or develop a program for inclusion on the recommended list that does not include the positive benefits of abstinence until marriage and the risks of premarital sexual activity as the primary focus. The State Board shall include on the recommended list only programs that include, in appropriate grades and classes, instruction that: Each local school administrative unit shall offer an abstinence only until marriage program commencing in the seventh grade that includes the following instruction:

a. Teaches that abstinence from sexual activity outside of marriage is the expected standard for all school-age children;

b. Presents techniques and strategies to deal with peer pressure and offering positive reinforcement;

c. Presents reasons, skills, and strategies for remaining or becoming abstinent from sexual activity;

d. Teaches that abstinence from sexual activity is the only certain means of avoiding out-of-wedlock pregnancy, sexually transmitted diseases when transmitted through sexual contact, including HIV/AIDS, and other associated health and emotional problems;



	General A	Assemb	ly of N	orth Carolina		Session 2009
1 2 3			e.	relationship in	a mutually faithful monogame the context of marriage is the best illy transmitted diseases, including HI	lifelong means of
4			f.	Teaches the p	ositive benefits of abstinence until	
5				-	rital sexual activity;	
6			g.		rtunities that allow for interaction be	etween the parent
7					an and the student; and	
8			h.		ally accurate biological or pathological	gical information
9					o the human reproductive system."	
10	_	SECT	TON 5	• G.S. 115C-81	(e1) is amended by adding two new	w subdivisions to
11	read:		<b>D</b> 1			
12		" <u>(4a)</u>			ministrative unit shall also offer an	
13			-		lity health education program con	nmencing in the
14				-	udes the following instruction:	
15			<u>a.</u>	· · · · ·	et for marriage and committed relation	
16			<u>b.</u>		bstinence from sexual intercourse is	•
17					nt unintended pregnancy, reduce th	
18					of diseases, including HIV/AID	S, and provide
19					out the value of abstinence;	
20			<u>c.</u>		sexually transmitted diseases. Instruct	
21					transmitted diseases are and are no	
22					nd safety of all federal Food and Dru	
23					ed methods of reducing the risk of co	
24					seases, and information on local rese	ources for testing
25					re for sexually transmitted diseases;	
26			<u>d.</u>		t the effectiveness and safety of a	II FDA-approved
27					nethods in preventing pregnancy;	1
28			<u>e.</u>		ional knowledge and essential skills	-
29					thy behaviors that value lifelong	-
30					risky behaviors such as alcohol	-
31			£		ug abuse, and unprotected sexual activ	
32			<u>f.</u>		reness of sexual assault, sexual	aduse, and risk
33					instruction and materials shall:	
34					on healthy relationships;	14 1 1
35					students what constitutes sexual as	
36					the causes of those behaviors, and risl	
37					students about resources and report	
38				•	perience sexual assault or sexual abus	
39 40					ne common misconceptions and s	tereotypes about
40			~		assault and sexual abuse;	twoon the normant
41 42			<u>g.</u>		rtunities that allow for interaction be	etween the parent
			h		an and the student;	a aga annuanista
43 44			<u>h.</u>		materials used in instruction shall be	e age appropriate
44 45			:	for use with stu Provides that		struction shall be
45 46			<u>i.</u>		information conveyed during the interest of the second sec	
40 47					based upon scientific research that is professionals and credentialed experi	
47				sexual health e		is in the neur OI
48 49		(4b)	Fach		lministrative unit shall (i) submit	to all narante or
49 50		<u>(40)</u>			in grades seven through nine consent	-
50			-		s, abstinence only until marriage and	
<b>J</b> I				s available tider	s, abbunchee only until marriage and	aboundered -based

2       track for his or her child and return the signed consent form to the school         3       The consent form shall contain a statement in bold print that if the sign         4       form is not returned to the school, the student will be enrolled in         5       abstinence-based comprehensive sexuality education program. Schools sh         6       offer both options to all parents of students attending public school grad         7       seven through nine."         8       SECTION 6. G.S. 115C-81(e1)(5) reads as rewritten:         9       "(5)         7       The State Board of Education shall make available to all local sch         administrative units for review by the parents and legal guardians of stude         9       "(5)         7       approved textbooks, the list of reviewed materials, and any ott         7       approved textbooks, the list of reviewed materials, and any ott         7       state-developed or approved materials that pertain to or are intended         8       materials       information or promote discussion or understanding in regard to         9       revention of sexually transmitted diseases, including HIV/AIDS, to         9       avoidance of out-of-wedlock pregnancy, or to the abstinence only un         9       marriage       curriculum. The review period shall extend for at least 60 de         9	General Assemb	ly of North Carolina Session 2009
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4       form is not returned to the school, the student will be enrolled in abstinence-based comprehensive sexuality education program. Schools shoffer both options to all parents of students attending public school grad seven through nine."         7       SECTION 6. G.S. 115C-81(e1)(5) reads as rewritten:         8       SECTION 6. G.S. 115C-81(e1)(5) reads as rewritten:         9       "(5)         9       "(5)         10       Batter Board of Education shall make available to all local schoadministrative units for review by the parents and legal guardians of stude enrolled at that unit any State-developed objectives for instruction, a approved textbooks, the list of reviewed materials, and any other State-developed or approved materials that pertain to or are intended impart information or promote discussion or understanding in regard to prevention of sexually transmitted diseases, including HIV/AIDS, to avoidance of out-of-wedlock pregnancy, or to the abstinence only unmarriage eurriculum.curriculum or abstinence-based comprehens sexuality curriculum. The review period shall extend for at least 60 da before use."         9       SECTION 8. G.S. 115C-81(e1)(6) is repealed.         11       SECTION 8. G.S. 115C-81(e1)(7) reads as rewritten:         12       "(7)         13       Section 9 apertains to or is intended to impart information or promote discussion or understanding in regard to the prevention of sexual transmitted diseases, including HIV/AIDS, or to the avoidance out-of-wedlock pregnancy, (ii) an abstinence-based comprehensive sexual transmitted diseases, including HIV/AIDS, or to the avoidance out-of-wedlock pregnancy, (ii) an abstinence only until		track for his or her child and return the signed consent form to the school.
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		education, the parents and legal guardians of those students shall be given an
		opportunity to review the objectives and materials. Local boards of
		education shall adopt policies to provide opportunities either for parents and
		legal guardians to consent or for parents and legal guardians to withhold
		their consent to the students' participation in any or all of these programs."
<b>SECTION 9.</b> This act is effective when it becomes law and applies beginning w		
the 2009-2010 school year.	the 2009-2010 sc	hool year.