

- 29 (a) provide instruction on human growth and development that includes, at a minimum,
 30 both of the following:
 31 (i) a high-definition ultrasound video, at least three minutes in duration, showing the
 32 development of the brain, heart, sex organs, and other vital organs in early fetal
 33 development; and
 34 (ii) a video, at least three minutes in duration, that:
 35 (A) an organization offers online, free of charge; and
 36 (B) shows the process of fertilization and each stage of human development inside
 37 the uterus, noting significant markers in cell growth and organ development for
 38 every stage of pregnancy until birth; and
 39 (b) provide the instruction described in Subsection (1)(a):
 40 (i) during the required instances of health instruction described in Subsection
 41 53G-10-402(3);
 41a ~~Ĥ~~→ (ii) **during a puberty or maturation education program in grades 5 and 6;**
 42 ~~[(ĥĥ)]~~ (iii) ←Ĥ in any child development course; and
 43 ~~Ĥ~~→ ~~[(ĥĥĥ)]~~ (iv) ←Ĥ in any biology course.
 44 (2) Upon request, an LEA or school shall make available to the parent of a student enrolled
 45 in the LEA or school any instructional materials the LEA or school uses in accordance
 46 with this section.
 47 (3) The state board shall publish a list of materials the state board deems appropriate for
 48 providing instruction under this section on the state board's publicly accessible website.
 49 (4) Each LEA shall provide an annual assurance to the state board that the LEA is in
 50 compliance with this section.

51 Section 2. Section **53G-10-402** is amended to read:

52 **53G-10-402 . Instruction in health -- Parental consent requirements -- Conduct**
 53 **and speech of school employees and volunteers -- Political and religious doctrine**
 54 **prohibited.**

55 (1) As used in this section:

- 56 (a) "LEA governing board" means a local school board or charter school governing
 57 board.
 58 (b) "Refusal skills" means instruction:
 59 (i) in a student's ability to clearly and expressly refuse sexual advances by a minor or
 60 adult;
 61 (ii) in a student's obligation to stop the student's sexual advances if refused by another

- 62 individual;
- 63 (iii) informing a student of the student's right to report and seek counseling for
64 unwanted sexual advances; and
- 65 (iv) informing a student that a student may not consent to criminally prohibited
66 activities or activities for which the student is legally prohibited from giving
67 consent, including the electronic transmission of sexually explicit images by an
68 individual, regardless of whether the image is of the individual who transmits the
69 image or of another individual.
- 70 (c) "Situational awareness" means instruction in a student's ability to:
- 71 (i) observe the student's environment, including:
- 72 (A) increasing awareness; and
73 (B) noticing details and changes in the environment; and
- 74 (ii) respond in unsafe situations, including how to seek help.
- 75 (d) "Success sequence" means a three-prong framework for youth and young adults that
76 encourages:
- 77 (i) completing at least a high school education and pursuing further educational
78 opportunities;
- 79 (ii) obtaining full-time employment; and
80 (iii) having children within a healthy and stable family and marriage.
- 81 (2)(a) In accordance with Section 53E-3-501, the state board shall establish health
82 curriculum requirements:
- 83 (i) for the purpose of:
- 84 (A) equipping students with practical safety skills regarding sexual abuse,
85 trafficking, and harassment;
- 86 (B) promoting respect for humankind and individual responsibility;
- 87 (C) fostering character development and decision- making through the success
88 sequence; and
- 89 (D) encouraging healthy personal and family relationships; and
- 90 (ii) that include instruction in:
- 91 (A) the success sequence;
- 92 (B) community and personal health, including personal hygiene and the
93 prevention of communicable disease;
- 94 (C) physiology;
- 95 (D) human growth and development, including the requirements of Section

- 96 53G-10-308;
- 97 (E) marriage and safe dating practices;
- 98 (F) refusal skills;
- 99 (G) resilience;
- 100 (H) situational awareness;
- 101 (I) the harmful effects of pornography; and
- 102 (J) the consequences of behaviors that pose a risk to individual health or of failure
- 103 under the success sequence.

104 (b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the

105 state board shall make rules that:

106 (i) ensure that instruction stresses the importance of abstinence from all sexual

107 activity before marriage and fidelity after marriage as methods for:

108 (A) maintaining mental, physical, and social health, including reducing stress;

109 (B) eliminating risks associated with sexual activity, including preventing

110 pregnancy and certain communicable diseases; and

111 (C) achieving the success sequence;

112 (ii) ensure that instruction stresses personal skills that encourage abstinence, the

113 return to abstinence, and fidelity;

114 (iii) prohibit instruction or discussion, regardless of parental consent or intent to

115 receive the prohibited instruction, in or regarding:

116 (A) the intricacies of sexual stimulation or erotic behavior;

117 (B) the advocacy of premarital or extramarital sexual activity;

118 (C) the advocacy or encouragement of the use of contraceptive methods or

119 devices; and

120 (D) any means or methods that facilitate or encourage the violation of any state or

121 federal criminal law by a minor or an adult, including as a response to a

122 spontaneous question from a student; and

123 (iv) subject to Subsection (2)(c), allow instruction to include information about

124 contraceptive methods or devices, not including abortion or any abortive methods,

125 that stresses effectiveness, failure rates for youth, limitations, risks, and

126 information on state law applicable to minors obtaining contraceptive methods or

127 devices.

128 (c)(i) As used in this Subsection (2), "contraceptive methods or devices" does not

129 include abortion or any abortive methods.

- 130 (ii) Notwithstanding the allowance for instruction about contraceptive methods or
131 devices in Subsection (2)(b):
- 132 (A) the state board may not require an LEA to teach or adopt instructional
133 materials that include information on contraceptive methods or devices; and
134 (B) the instruction may not demonstrate or otherwise depict the use of a
135 contraceptive method or device.
- 136 (d) The state board shall:
- 137 (i) recommend instructional materials for use in the curricula required under
138 Subsection (2)(a); and
- 139 (ii) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
140 make rules for an LEA governing board that adopts alternative instructional
141 materials under Subsection (2)(e) to:
- 142 (A) require the LEA governing board to report on the materials the governing
143 board selects and the governing board's compliance with Subsection (2)(e); and
144 (B) provide for an appeal and review process of the LEA governing board's
145 adoption of instructional materials.
- 146 (e)(i) An LEA governing board may choose to adopt:
- 147 (A) the instructional materials recommended under Subsection (2)(d); or
148 (B) alternative instructional materials in accordance with Subsection (2)(e)(ii).
- 149 (ii) An LEA governing board that adopts instructional materials under Subsection
150 (2)(e)(i) shall:
- 151 (A) ensure that the materials comply with state law and state board rules;
152 (B) base the adoption of the materials on the recommendations of the LEA
153 governing board's Curriculum Materials Review Committee;
154 (C) adopt the instructional materials in an open and regular meeting of the LEA
155 governing board for which parents of students who attend the respective
156 schools receive prior notice; and
157 (D) give parents an opportunity to express the parents' views and opinions on the
158 materials at the meeting described in Subsection (2)(e)(ii)(C).
- 159 (f) At the request of the state board, the Department of Health and Human Services shall
160 provide recommendations to the state board as the state board develops the
161 curriculum, rules, or programs described in this Subsection (2).
- 162 (3) A student shall receive the instruction described in Subsection (2) on at least two
163 occasions between the beginning of grade 7 and the end of grade 12.

- 164 (4)(a) The state board shall, in accordance with Title 63G, Chapter 3, Utah
165 Administrative Rulemaking Act, make rules that:
- 166 (i) provide for the compliance with the parental consent requirements of [~~Sections~~
167 Section 76-7-322; and
 - 168 (ii) require advance notice to a student's parent that provides an opportunity to review
169 the information for which parental consent is required under Sections 76-7-322
170 and 76-7-323.
- 171 (b) The state board shall provide procedures for disciplinary action for violation of
172 Section 76-7-322 or 76-7-323.
- 173 (5)(a) In accordance with Section 53G-10-204 and Subsection (2)(b)(iii), and because
174 school employees and volunteers serve as examples to students, school employees or
175 volunteers acting in an official capacity may not support or encourage criminal
176 conduct by students, teachers, or volunteers.
- 177 (b) To ensure the effective performance of school personnel, the limitations described in
178 Subsection (5)(a) also apply to a school employee or volunteer acting outside of the
179 school employee's or volunteer's official capacity if:
- 180 (i) the employee or volunteer knew or should have known that the employee's or
181 volunteer's action could result in a material and substantial interference or
182 disruption in the normal activities of the school; and
 - 183 (ii) the employee's or volunteer's action results in a material and substantial
184 interference or disruption in the normal activities of the school.
- 185 (c) The state board or an LEA governing board may not allow training of school
186 employees or volunteers that supports or encourages criminal conduct.
- 187 (d) The state board shall, in accordance with Title 63G, Chapter 3, Utah Administrative
188 Rulemaking Act, make rules implementing this Subsection (5).
- 189 (e) Nothing in this section limits the ability or authority of the state board or an LEA
190 governing board to enact and enforce rules or take actions that are otherwise lawful
191 regarding an educator's, employee's, or volunteer's qualifications or behavior
192 evidencing unfitness for duty.
- 193 (6) Except as provided in Section 53G-10-202, an individual may not teach or provide
194 instruction on political, atheistic, sectarian, religious, or denominational doctrine in the
195 public schools.
- 196 (7)(a) An LEA governing board and an LEA governing board's employees shall
197 cooperate and share responsibility in carrying out the purposes of this chapter.

- 198 (b) An LEA governing board shall:
- 199 (i)(A) provide appropriate professional development for the LEA governing
- 200 board's teachers, counselors, and school administrators to enable the teachers,
- 201 counselors, and school administrators to understand, protect, and properly
- 202 instruct students in the values and character traits referred to in this section and
- 203 Sections 53E-9-202, 53E-9-203, 53G-10-202, 53G-10-203, 53G-10-204, and
- 204 53G-10-205; and
- 205 (B) distribute appropriate written materials on the values, character traits, and
- 206 conduct described in Subsection (7)(b)(i) to each individual receiving the
- 207 professional development; and
- 208 (ii) make the written materials described in Subsection (7)(b) available to education
- 209 support professionals, students, and students' parents.
- 210 (c) To assist an LEA governing board in providing the professional development
- 211 required under Subsection (7)(b), the state board shall, as appropriate, contract with a
- 212 qualified individual or entity possessing expertise in the areas described in
- 213 Subsection (7)(b) to develop and disseminate model teacher professional
- 214 development programs that an LEA governing board may use to train the individuals
- 215 described in Subsection (7)(b) to effectively teach the values and qualities of
- 216 character described in Subsection (7)(b).
- 217 (d) In accordance with Subsection (5)(c), professional development may not support or
- 218 encourage criminal conduct.
- 219 (8) An LEA governing board shall review every two years:
- 220 (a) LEA governing board policies on instruction described in this section;
- 221 (b) for a local school board, data for each county in which the school district is located,
- 222 or, for a charter school governing board, data for the county in which the charter
- 223 school is located, on the following:
- 224 (i) teen pregnancy;
- 225 (ii) child sexual abuse; and
- 226 (iii) sexually transmitted diseases and sexually transmitted infections; and
- 227 (c) the number of pornography complaints or other instances reported within the
- 228 jurisdiction of the LEA governing board.
- 229 (9) If any one or more provision, subsection, sentence, clause, phrase, or word of this
- 230 section, or the application thereof to any person or circumstance, is found to be
- 231 unconstitutional, the balance of this section shall be given effect without the invalid

232 provision, subsection, sentence, clause, phrase, or word.

233 Section 3. **Effective Date.**

234 This bill takes effect on July 1, 2026.