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HOUSE BILL 1492

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State of Washington

54th Legislature

1995 Regular Session

By Representatives Crouse, Koster, Padden, Beeksma, Johnson, Pelesky, Mulliken, Backlund, Casada, Stevens, McMorris, Goldsmith, McMahan, Lambert, Fuhrman, Sheahan, Mielke, Carrell, Sherstad and Thompson

Read first time 01/27/95. Referred to Committee on Health Care.

1 AN ACT Relating to AIDS education; amending RCW 28A.230.070,  
2 28B.10.730, 28B.50.205, and 28C.04.600; and repealing RCW 70.24.240 and  
3 70.24.250.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 28A.230.070 and 1994 c 245 s 7 are each amended to  
6 read as follows:

7 (1) The life-threatening dangers of acquired immunodeficiency  
8 syndrome (AIDS) and its prevention shall be taught in the public  
9 schools of this state. AIDS prevention education shall be limited to  
10 the discussion of the life-threatening dangers of the disease, its  
11 spread, and prevention. Students shall receive such education at least  
12 once each school year beginning no later than the fifth grade.

13 (2) Each district board of directors shall adopt an AIDS prevention  
14 education program which is developed in consultation with teachers,  
15 administrators, parents, and other community members (~~including, but~~  
16 ~~not limited to, persons from medical, public health, and mental health~~  
17 ~~organizations and agencies so long as the curricula and materials~~  
18 ~~developed for use in the AIDS education program either (a) are the~~  
19 ~~model curricula and resources under subsection (3) of this section, or~~

1 ~~(b) are developed by the school district and approved for medical~~  
2 ~~accuracy by the office on AIDS established in RCW 70.24.250. If a~~  
3 ~~district elects to use curricula developed by the school district, the~~  
4 ~~district shall submit to the office on AIDS a copy of its curricula and~~  
5 ~~an affidavit of medical accuracy stating that the material in the~~  
6 ~~district developed curricula has been compared to the model curricula~~  
7 ~~for medical accuracy and that in the opinion of the district the~~  
8 ~~district developed materials are medically accurate. Upon submission~~  
9 ~~of the affidavit and curricula, the district may use these materials~~  
10 ~~until the approval procedure to be conducted by the office of AIDS has~~  
11 ~~been completed.~~

12 ~~(3) Model curricula and other resources available from the~~  
13 ~~superintendent of public instruction may be reviewed by the school~~  
14 ~~district board of directors, in addition to materials designed locally,~~  
15 ~~in developing the district's AIDS education program. The model~~  
16 ~~curricula shall be reviewed for medical accuracy by the office on AIDS~~  
17 ~~established in RCW 70.24.250 within the department of social and health~~  
18 ~~services)).~~

19 ~~((4))~~ (3) Each school district shall, at least one month before  
20 teaching AIDS prevention education in any classroom, conduct at least  
21 one presentation during weekend and evening hours for the parents and  
22 guardians of students concerning the curricula and materials that will  
23 be used for such education. The parents and guardians shall be  
24 notified by the school district of the presentation and that the  
25 curricula and materials are available for inspection. No student may  
26 be required to participate in AIDS prevention education if the  
27 student's parent or guardian(~~(, having attended one of the district~~  
28 ~~presentations,)) objects in writing to the participation.~~

29 ~~((5) The office of the superintendent of public instruction with~~  
30 ~~the assistance of the office on AIDS shall update AIDS education~~  
31 ~~curriculum material as newly discovered medical facts make it~~  
32 ~~necessary.~~

33 ~~(6))~~ (4) The curriculum for AIDS prevention education shall be  
34 designed to teach students which behaviors place a person dangerously  
35 at risk of infection with the human immunodeficiency virus (HIV) and  
36 methods to avoid such risk including, at least:

37 (a) The dangers of drug abuse, especially that involving the use of  
38 hypodermic needles; and

39 (b) The dangers of sexual intercourse, with or without condoms.

1       (~~(7)~~) (5) The program of AIDS prevention education shall stress  
2 the life-threatening dangers of contracting AIDS and shall stress that  
3 abstinence from sexual activity is the only certain means for the  
4 prevention of the spread or contraction of the AIDS virus through  
5 sexual contact. It shall also teach that condoms and other artificial  
6 means of birth control are not a certain means of preventing the spread  
7 of the AIDS virus and reliance on condoms puts a person at risk for  
8 exposure to the disease.

9       **Sec. 2.** RCW 28B.10.730 and 1988 c 206 s 501 are each amended to  
10 read as follows:

11       The governing board of each state four-year institution of higher  
12 education shall make information available to all newly matriculated  
13 students on methods of transmission of the human immunodeficiency virus  
14 and prevention of acquired immunodeficiency syndrome. (~~The curricula  
15 and materials shall be reviewed for medical accuracy by the office on  
16 AIDS in coordination with the appropriate regional AIDS service  
17 network.~~)

18       **Sec. 3.** RCW 28B.50.205 and 1991 c 238 s 44 are each amended to  
19 read as follows:

20       The state board for community and technical colleges shall make  
21 information available to all newly matriculated students on methods of  
22 transmission of the human immunodeficiency virus and prevention of  
23 acquired immunodeficiency syndrome. (~~The curricula and materials  
24 shall be reviewed for medical accuracy by the office on AIDS in  
25 coordination with the appropriate regional AIDS service network.~~)

26       **Sec. 4.** RCW 28C.04.600 and 1988 c 206 s 503 are each amended to  
27 read as follows:

28       Each publicly operated vocational school shall make information  
29 available to all newly matriculated students on methods of transmission  
30 of the human immunodeficiency virus and prevention of acquired  
31 immunodeficiency syndrome. (~~The curricula and materials shall be  
32 reviewed for medical accuracy by the office on AIDS in coordination  
33 with the appropriate regional AIDS service network.~~)

34       NEW SECTION. **Sec. 5.** The following acts or parts of acts are each  
35 repealed:

- 1 (1) RCW 70.24.240 and 1988 c 206 s 601; and
- 2 (2) RCW 70.24.250 and 1988 c 206 s 602.

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