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**SUBSTITUTE HOUSE BILL 1654**

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**State of Washington**

**54th Legislature**

**1995 Regular Session**

**By** House Committee on Education (originally sponsored by Representatives Lambert, Stevens, Beeksma, Elliot, Crouse, Carlson, Pelesky, Hargrove, Clements, Backlund, Thompson, Huff and Smith)

Read first time 02/23/95.

1 AN ACT Relating to AIDS education; and amending RCW 28A.230.070.

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

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

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

11 (2) Each district board of directors shall adopt an AIDS prevention  
12 education program which is developed in consultation with teachers,  
13 administrators, parents, and other community members including, but not  
14 limited to, persons from medical, public health, and mental health  
15 organizations and agencies so long as the curricula and materials  
16 developed for use in the AIDS education program either (a) are the  
17 model curricula and resources under subsection (3) of this section, or  
18 (b) are developed by the school district and approved for medical  
19 accuracy by the office on AIDS established in RCW 70.24.250. If a

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

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

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

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

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

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

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

38 (7) The program of AIDS prevention education shall stress the life-  
39 threatening dangers of contracting AIDS and shall stress that

1 abstinence from sexual activity is the only certain means for the  
2 prevention of the spread or contraction of the AIDS virus through  
3 sexual contact. It shall also teach that condoms and other artificial  
4 means of birth control are not a certain means of preventing the spread  
5 of the AIDS virus and reliance on condoms puts a person at risk for  
6 exposure to the disease.

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