

As Reported by the House Primary and Secondary Education Committee

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Am. H. B. No. 105

Representatives Lipps, Kelly

Cosponsors: Representatives Crossman, Fraizer, Koehler, LaRe, Manchester, Miller, A., Miller, J., Miranda, Russo, Sheehy, Stephens, Manning, Robinson, Click, Ingram, Lightbody, Sobecki

A BILL

To amend sections 3313.60 and 3319.073 and to enact 1
sections 3314.0310 and 3326.091 of the Revised 2
Code with respect to age-appropriate student 3
instruction in child sexual abuse and sexual 4
violence prevention and in-service staff 5
training in child sexual abuse prevention. 6

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 3313.60 and 3319.073 be amended 7
and sections 3314.0310 and 3326.091 of the Revised Code be 8
enacted to read as follows: 9

Sec. 3313.60. Notwithstanding division (D) of section 10
3311.52 of the Revised Code, divisions (A) to (E) of this 11
section do not apply to any cooperative education school 12
district established pursuant to divisions (A) to (C) of section 13
3311.52 of the Revised Code. 14

(A) The board of education of each city, exempted village, 15
and local school district and the board of each cooperative 16
education school district established, pursuant to section 17

3311.521 of the Revised Code, shall prescribe a curriculum for 18
all schools under its control. Except as provided in division 19
(E) of this section, in any such curriculum there shall be 20
included the study of the following subjects: 21

(1) The language arts, including reading, writing, 22
spelling, oral and written English, and literature; 23

(2) Geography, the history of the United States and of 24
Ohio, and national, state, and local government in the United 25
States, including a balanced presentation of the relevant 26
contributions to society of men and women of African, Mexican, 27
Puerto Rican, and American Indian descent as well as other 28
ethnic and racial groups in Ohio and the United States; 29

(3) Mathematics; 30

(4) Natural science, including instruction in the 31
conservation of natural resources; 32

(5) Health education, which shall include instruction in: 33

(a) The nutritive value of foods, including natural and 34
organically produced foods, the relation of nutrition to health, 35
and the use and effects of food additives; 36

(b) The harmful effects of and legal restrictions against 37
the use of drugs of abuse, alcoholic beverages, and tobacco; 38

(c) Venereal disease education, except that upon written 39
request of the student's parent or guardian, a student shall be 40
excused from taking instruction in venereal disease education; 41

(d) In grades kindergarten through six, annual age- 42
appropriate instruction in child sexual abuse prevention, 43
including information on available counseling and resources for 44
children who are sexually abused; 45

(e) In grades kindergarten through six, instruction in personal safety and assault prevention, except that upon written request of the student's parent or guardian, a student shall be excused from taking instruction in personal safety and assault prevention;

~~(e)~~ (f) In grades seven through twelve, age-appropriate instruction in dating violence prevention education and sexual violence prevention education, which shall include instruction in recognizing dating violence warning signs and characteristics of healthy relationships.

In order to assist school districts in developing a dating violence prevention education and sexual violence prevention education curriculum, the department of education shall provide on its web site links to free curricula addressing dating violence prevention and sexual violence prevention.

Each school district shall notify the parents and legal guardians of students who receive instruction related to dating violence prevention and sexual violence prevention, as described under divisions (A) (5) (d) and (f) of this section, that such instruction is a required part of the district's curriculum. Notification shall include that upon request, parents and legal guardians may examine such instructional materials in accordance with this section.

If the parent or legal guardian of a student less than eighteen years of age submits to the principal of the student's school a written request to examine the dating violence prevention and sexual violence prevention instruction materials used at that school, the principal, within a reasonable period of time after the request is made, shall allow the parent or guardian to examine those materials at that school.

(f) -(g) Prescription opioid abuse prevention, with an	76
emphasis on the prescription drug epidemic and the connection	77
between prescription opioid abuse and addiction to other drugs,	78
such as heroin;	79
(g) -(h) The process of making an anatomical gift under	80
Chapter 2108. of the Revised Code, with an emphasis on the life-	81
saving and life-enhancing effects of organ and tissue donation.	82
(6) Physical education;	83
(7) The fine arts, including music;	84
(8) First aid, including a training program in	85
cardiopulmonary resuscitation, which shall comply with section	86
3313.6021 of the Revised Code when offered in any of grades nine	87
through twelve, safety, and fire prevention. However, upon	88
written request of the student's parent or guardian, a student	89
shall be excused from taking instruction in cardiopulmonary	90
resuscitation.	91
(B) Except as provided in division (E) of this section,	92
every school or school district shall include in the	93
requirements for promotion from the eighth grade to the ninth	94
grade one year's course of study of American history. A board	95
may waive this requirement for academically accelerated students	96
who, in accordance with procedures adopted by the board, are	97
able to demonstrate mastery of essential concepts and skills of	98
the eighth grade American history course of study.	99
(C) As specified in divisions (B) (6) and (C) (6) of section	100
3313.603 of the Revised Code, except as provided in division (E)	101
of this section, every high school shall include in the	102
requirements for graduation from any curriculum one-half unit	103
each of American history and government.	104

(D) Except as provided in division (E) of this section, 105
basic instruction or demonstrated mastery in geography, United 106
States history, the government of the United States, the 107
government of the state of Ohio, local government in Ohio, the 108
Declaration of Independence, the United States Constitution, and 109
the Constitution of the state of Ohio shall be required before 110
pupils may participate in courses involving the study of social 111
problems, economics, foreign affairs, United Nations, world 112
government, socialism, and communism. 113

(E) For each cooperative education school district 114
established pursuant to section 3311.521 of the Revised Code and 115
each city, exempted village, and local school district that has 116
territory within such a cooperative district, the curriculum 117
adopted pursuant to divisions (A) to (D) of this section shall 118
only include the study of the subjects that apply to the grades 119
operated by each such school district. The curriculums for such 120
schools, when combined, shall provide to each student of these 121
districts all of the subjects required under divisions (A) to 122
(D) of this section. 123

(F) The board of education of any cooperative education 124
school district established pursuant to divisions (A) to (C) of 125
section 3311.52 of the Revised Code shall prescribe a curriculum 126
for the subject areas and grade levels offered in any school 127
under its control. 128

(G) Upon the request of any parent or legal guardian of a 129
student, the board of education of any school district shall 130
permit the parent or guardian to promptly examine, with respect 131
to the parent's or guardian's own child: 132

(1) Any survey or questionnaire, prior to its 133
administration to the child; 134

(2) Any textbook, workbook, software, video, or other instructional materials being used by the district in connection with the instruction of the child; 135
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(3) Any completed and graded test taken or survey or questionnaire filled out by the child; 138
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(4) Copies of the statewide academic standards and each model curriculum developed pursuant to section 3301.079 of the Revised Code, which copies shall be available at all times during school hours in each district school building. 140
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Sec. 3314.0310. (A) If a community school serves students in any of grades kindergarten through six, the school's curriculum for those grades shall include annual age-appropriate instruction in child sexual abuse prevention, including information on available counseling and resources for children who are sexually abused. 144
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(B) (1) If a community school serves students in any of grades seven through twelve, the school's curriculum for those grades shall include age-appropriate instruction in sexual violence prevention education. 150
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(2) If the parent or legal guardian of a student less than eighteen years of age who is attending a community school submits to the principal of the student's school a written request to examine the sexual violence prevention education instruction materials used at that school, the principal, within a reasonable period of time after the request is made, shall allow the parent or guardian to examine those materials at that school. 154
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(3) Each community school shall notify the parents and legal guardians of students who receive instruction related to 162
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dating violence prevention and sexual violence prevention, as 164
described in this section, that such instruction is a required 165
part of the school's curriculum. Notification shall include that 166
upon request, parents and legal guardians may examine such 167
instructional materials in accordance with division (B) (2) of 168
this section. 169

Sec. 3319.073. (A) The board of education of each city and 170
exempted village school district and the governing board of each 171
educational service center shall adopt or adapt the curriculum 172
developed by the department of education for, or shall develop 173
in consultation with public or private agencies or persons 174
involved in child abuse prevention or intervention programs, a 175
program of in-service training in the prevention of child abuse, 176
violence, and substance abuse and the promotion of positive 177
youth development. Each person employed by any school district 178
or service center to work in a school as a nurse, teacher, 179
counselor, school psychologist, or administrator shall complete 180
at least four hours of the in-service training within two years 181
of commencing employment with the district or center, and every 182
five years thereafter. A person who is employed by any school 183
district or service center to work in an elementary school as a 184
nurse, teacher, counselor, school psychologist, or administrator 185
on March 30, 2007, shall complete at least four hours of the in- 186
service training not later than March 30, 2009, and every five 187
years thereafter. A person who is employed by any school 188
district or service center to work in a middle or high school as 189
a nurse, teacher, counselor, school psychologist, or 190
administrator on October 16, 2009, shall complete at least four 191
hours of the in-service training not later than October 16, 192
2011, and every five years thereafter. 193

(B) Each board shall incorporate training in school safety 194

and violence prevention, including human trafficking content, 195
into the in-service training required by division (A) of this 196
section. For this purpose, the board shall adopt or adapt the 197
curriculum developed by the department or shall develop its own 198
curriculum in consultation with public or private agencies or 199
persons involved in school safety and violence prevention 200
programs. 201

(C) Each board shall incorporate training on the board's 202
harassment, intimidation, or bullying policy adopted under 203
section 3313.666 of the Revised Code into the in-service 204
training required by division (A) of this section. Each board 205
also shall incorporate training in the prevention of dating 206
violence into the in-service training required by that division 207
for middle and high school employees. The board shall develop 208
its own curricula for these purposes. 209

(D) Each board shall incorporate training in youth suicide 210
awareness and prevention into the in-service training required 211
by division (A) of this section for each person employed by a 212
school district or service center to work in a school as a 213
nurse, teacher, counselor, school psychologist, or 214
administrator, and any other personnel that the board determines 215
appropriate. The board shall require each such person to undergo 216
training in youth suicide awareness and prevention programs once 217
every two years. For this purpose, the board shall adopt or 218
adapt the curriculum developed by the department or shall 219
develop its own curriculum in consultation with public or 220
private agencies or persons involved in youth suicide awareness 221
and prevention programs. 222

The training completed under this division shall count 223
toward the satisfaction of requirements for professional 224

development required by the school district or service center 225
board, and the training may be accomplished through self-review 226
of suitable suicide prevention materials approved by the board. 227

(E) Each board shall incorporate training on child sexual 228
abuse into the in-service training required by division (A) of 229
this section. The training completed under this division shall 230
count toward the satisfaction of requirements for professional 231
development required by the school district or service center 232
board. 233

Sec. 3326.091. (A) If a STEM school serves students in any 234
of grades kindergarten through six, the school's curriculum for 235
that grade shall include annual age-appropriate instruction in 236
child sexual abuse prevention, including information on 237
available counseling and resources for children who are sexually 238
abused. 239

(B) (1) If a STEM school serves students in any of grades 240
seven through twelve, the school's curriculum for those grades 241
shall include age-appropriate instruction in sexual violence 242
prevention education. 243

(2) If the parent or legal guardian of a student less than 244
eighteen years of age who is attending a STEM school submits to 245
the principal of the student's school a written request to 246
examine the sexual violence prevention education instruction 247
materials used at that school, the principal, within a 248
reasonable period of time after the request is made, shall allow 249
the parent or guardian to examine those materials at that 250
school. 251

(3) Each STEM school shall notify the parents and legal 252
guardians of students who receive instruction related to dating 253

violence prevention and sexual violence prevention, as described 254
under this section, that such instruction is a required part of 255
the school's curriculum. Notification shall include that upon 256
request, parents and legal guardians may examine such 257
instructional materials in accordance with division (B) (2) of 258
this section. 259

Section 2. That existing sections 3313.60 and 3319.073 of 260
the Revised Code are hereby repealed. 261