

**HB3071 (Lilly)/ SB266 (Villaneuva)****Sexual Health Education (Instead of Sex Education) and New Course Requirements**Applicability

- Effective Immediately
- No changes or new mandates to current law as it relates to districts offering sexual health education or parents opting their student' out
- NEW DATA REPORTING – districts must identify annually:
  - Any curricula used to provide comprehensive sexual health education
  - Whether the instruction was provided by a teacher, a consultant or a community group
  - Number of pupils receiving instruction
  - Number of pupils excused from instruction
  - Duration of instruction
- ISBE must:
  - make resources available which shall be developed in consultation with stakeholders and with input of experts
  - post resources on ISBE website
  - Report School District data (above) to General Assembly

Course Material and Instruction

- Makes changes/updates to current Sex Ed criteria:
  - Currently district must “place substantial emphasis on both abstinence.... and contraception”. District would now have to “include information stating that continuous, consistent abstinence from sexual activity is the only protection that is 100% effective against unintended pregnancy and STIs, including HIV. Course material and instruction shall also include information about scientifically accepted methods that can be used to greatly reduce unintended pregnancy and STIS, including HIV.
  - Currently district must “include a discussion of the possible emotional and psychological consequences of preadolescent and adolescent sexual intercourse and the consequences of unwanted adolescent pregnancy”. Now, instruction “related to pregnancy shall include an objective discussion of parenting, adoption, and abortion.”
- Adds criteria about making and implementing healthy decisions about sexuality and how to give, receive and understand consent.
- NEW CRITERIA:
  - Information about State laws that apply to minor confidentiality and minor consent, including exceptions.
  - Encourages pupils to communicate with their parents or other trusted adults
  - Material and instruction MAY NOT:
    - deliberately withhold health-promoting or life-saving information about sexuality-related topics,

- reflect or promote bias
  - be insensitive and unresponsive to the needs of pupils based on their status as pregnant or parenting, living with STIs or based on their gender or gender identity
  - be inconsistent with the ethical imperatives of medicine and public health
- Pupils may not be denied access to instruction based on EL or Special Education status
- While not required, if a district does teach Sexual Health Ed in grades 5 (or below), it must use medically accurate, evidence-based, culturally developmentally and age appropriate curriculum.