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HOUSE BILL NO. 1009

Offered January 12, 2022

Prefiled January 12, 2022

A BILL to amend the Code of Virginia by adding a section numbered 22.1-16.8, relating to the Board of Education; policy on sexually explicit instructional material.

Patrons—Durant, Scott, P.A., Avoli, Ballard, Brewer, Byron, Campbell, J.L., Campbell, R.R., Cherry, Cordoza, Edmunds, Fariss, Fowler, Freitas, Gilbert, Head, Hodges, LaRock, March, McGuire, McNamara, Ransone, Robinson, Runion, Tata, Taylor, Walker, Webert, Wiley, Williams, Wilt, Wright and Wyatt; Senators: Chase, DeSteph and Ruff

Referred to Committee on Education

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 22.1-16.8 as follows:

§ 22.1-16.8. Policy on sexually explicit instructional material; parental notification; alternative instructional materials.

A. The Board shall establish a policy to require each public elementary or secondary school to:

1. Notify the parent of any student whose teacher reasonably expects to provide instructional material that includes sexually explicit content, as defined by the Board. Such notification shall (i) directly identify the specific instructional material and sexually explicit content contained in such material and (ii) set forth the parent's options pursuant to subdivisions 2 and 3;

2. Permit the parent of any student to review instructional material that includes sexually explicit content upon request; and

3. Provide, as an alternative to instructional material and related academic activities that include sexually explicit content, nonexplicit instructional material and related academic activities to any student whose parent so requests.

B. Each local school board shall comply with the policy that is established by the Board pursuant to subsection A.

INTRODUCED

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