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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. **2747**

03/08/2016 Authored by Lohmer and Erickson

The bill was read for the first time and referred to the Committee on Education Innovation Policy

1.1 A bill for an act
1.2 relating to education; enacting the Empowering Parents Act; establishing certain
1.3 curriculum review procedures and prohibitions; proposing coding for new law in
1.4 Minnesota Statutes, chapters 120B; 121A.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. **[120B.201] A PARENT'S RIGHT TO NOTIFICATION OF THE**
1.7 **SEXUAL EDUCATION OF THE PARENT'S CHILD.**

1.8 A school board shall, in consultation with parents, teachers, and school
1.9 administrators, adopt policies to promote the involvement of parents in the school
1.10 district's education program. The policies must include procedures providing for parent
1.11 notification not less than two weeks, but not more than six weeks, before any activity,
1.12 class, assignment, or program that includes content involving human reproduction, sexual
1.13 matters, sexual orientation as defined in section 363A.03, subdivision 44, or sexual acts is
1.14 provided to a student and requiring written permission from the student's parent before the
1.15 student may participate in the activity, class, assignment, or program.

1.16 Sec. 2. **[120B.205] RESTRICTIONS ON CURRICULUM PROVIDERS.**

1.17 (a) A school district may not permit an abortion services provider or an employee or
1.18 volunteer of an abortion services provider to offer, sponsor, furnish course materials, or
1.19 provide instruction relating to human sexuality or sexually transmitted diseases.

1.20 (b) A school district and an educational services organization that has a contract with
1.21 a school district may not contract with an abortion services provider.

2.1 Sec. 3. [121A.24] NOTICE REQUIREMENTS FOR STUDENT SURVEYS AND
2.2 SIMILAR INSTRUMENTS.

2.3 (a) A school district must obtain prior written informed consent from a parent or
2.4 guardian of a minor or dependent child before administering an academic or nonacademic
2.5 student survey, assessment, analysis, evaluation, or similar instrument that solicits
2.6 information about the student or the student's family concerning:

2.7 (1) political affiliations or beliefs;

2.8 (2) mental or psychological problems;

2.9 (3) sexual behavior or attitudes;

2.10 (4) illegal, antisocial, self-incriminating, or demeaning behavior;

2.11 (5) critical appraisals of another individual with whom a student has a close family
2.12 relationship;

2.13 (6) legally recognized privileged or analogous relationships, such as those with
2.14 a lawyer, physician, or minister;

2.15 (7) religious practices, affiliations, or beliefs; or

2.16 (8) income or other income-related information required by law to determine
2.17 eligibility to participate in or receive financial assistance under a program.

2.18 (b) When asking a parent or guardian to provide informed written consent, the
2.19 school district must:

2.20 (1) make a copy of the instrument readily accessible to the parent or guardian at a
2.21 convenient location and reasonable time; and

2.22 (2) specifically identify the information in paragraph (a) that will be solicited
2.23 through the instrument. The district must request the consent of the parent or guardian at
2.24 least 14 days before administering the instrument.

2.25 (c) A parent or guardian seeking to compel a school district to comply with this
2.26 section has available the civil remedies under section 13.08, subdivision 4, in addition to
2.27 other remedies provided by law.

2.28 **EFFECTIVE DATE.** This section is effective the day following final enactment.