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**SUBSTITUTE HOUSE BILL 1397**

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**State of Washington**

**63rd Legislature**

**2013 Regular Session**

**By** House Education (originally sponsored by Representatives Orcutt, Santos, Dahlquist, Pike, Vick, Haler, Hargrove, Buys, Magendanz, and Bergquist)

READ FIRST TIME 02/22/13.

1       AN ACT Relating to adding a requirement to sexual health education  
2 to include legal elements of and consequences of conviction for sexual  
3 offenses where a minor is the victim; and amending RCW 28A.300.145.

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

5       **Sec. 1.** RCW 28A.300.145 and 2006 c 135 s 2 are each amended to  
6 read as follows:

7       (1) The Washington coalition of sexual assault programs, in  
8 consultation with the Washington association of sheriffs and police  
9 chiefs, the Washington association of prosecuting attorneys, and the  
10 office of the superintendent of public instruction, shall develop  
11 educational materials to be made available throughout the state to  
12 inform parents, students, school districts, and other interested  
13 community members about:

14       ~~((1))~~ (a) The laws related to sex offenses, including the legal  
15 elements of sexual offenses under chapter 9A.44 RCW where a minor is a  
16 victim, the consequences upon conviction, and sex offender  
17 registration, community notification, and the classification of  
18 sex offenders based on an assessment of the risk of reoffending;

1        ~~((+2))~~ (b) How to recognize behaviors characteristic of sex  
2 offenses and sex offenders;

3        ~~((+3))~~ (c) How to prevent victimization, particularly that of  
4 young children;

5        ~~((+4))~~ (d) How to take advantage of community resources for  
6 victims of sexual assault; and

7        ~~((+5))~~ (e) Other information as deemed appropriate.

8        (2) By September 1, 2014, and biennially thereafter, the Washington  
9 coalition of sexual assault programs, in consultation with the  
10 Washington association of sheriffs and police chiefs, the Washington  
11 association of prosecuting attorneys, and the office of the  
12 superintendent of public instruction, shall review and update the  
13 educational materials developed under subsection (1) of this section to  
14 assure that they remain current and accurate, and are age-appropriate  
15 for a variety of ages.

16       (3) Every public school that offers sexual health education must  
17 assure that sexual health education complies with existing requirements  
18 in the January 2005 guidelines for sexual health information and  
19 disease prevention developed by the department of health and the  
20 superintendent of public instruction. Specifically, sexual health  
21 education must attempt to achieve the objective "take responsibility  
22 for and understand the consequences of their own behavior" and the  
23 objective "avoid exploitive or manipulative relationships." To do  
24 this, sexual health education programs should include age-appropriate  
25 information about the legal elements of sexual offenses under chapter  
26 9A.44 RCW where a minor is a victim and the consequences upon  
27 conviction, as well as the other information required to be included in  
28 informational materials prepared pursuant to subsection (1) of this  
29 section. Public schools that offer sexual health education are  
30 encouraged to incorporate the materials developed under subsection (1)  
31 of this section into the curriculum.

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