

# 1989 Wisconsin Act 203

(Vetoed in Part)

AN ACT to amend 115.35 (1), ~~118.01 (2) (d) 2 (intro.), a and b~~ and 118.019 (2) (e), and to create 20.255 (2) (as) and ~~118.01 (2) (d) 2 a~~ of the statutes, relating to instruction in public schools on the transmission of the human immunodeficiency virus and on acquired immunodeficiency syndrome and making an appropriation.

Vetoed  
in Part  
Vetoed  
in Part

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Vetoed  
in Part

~~SECTION 1. 20.255 (2) (as) of the statutes is created to read:~~

~~20.255 (2) (as) Instruction on AIDS. A sum sufficient to pay the costs incurred by school districts to implement and administer 1989 Wisconsin Act ... (this act).~~

SECTION 1m. 115.35 (1) of the statutes is amended to read:

115.35 (1) A critical health problems education program is established in the department. The program shall be a systematic and integrated program designed to provide appropriate learning experiences based on scientific knowledge of the human organism as it functions within its environment and designed to favorably influence the health, understanding, attitudes and practices of the individual child which will enable him or her to adapt to changing health problems of our society. The program shall be designed to educate youth with regard to critical health problems and shall include, but not be limited to, the following topics as the basis for comprehensive education curricula in all elementary and secondary schools: controlled substances, as defined in s. 161.01 (4); alcohol; tobacco; mental health; sexually transmitted diseases, including acquired immunodeficiency syndrome; human growth and development; and related health and safety topics. Participation in the human growth and development topic of the curricula shall be entirely voluntary. The department may not require a school board to use a specific human growth and development curriculum.

Vetoed  
in Part

~~SECTION 2. 118.01 (2) (d) 2 (intro.), a and b of the statutes are amended to read:~~

~~118.01 (2) (d) 2 (intro.) Knowledge of the human body and the means to maintain lifelong health, including all of the following:~~

Vetoed  
in Part

~~a. Knowledge of the theory and practice of physical education, including the development and maintenance of physical fitness;~~

~~b. Knowledge of the true and comparative vitamin content of food and food and health values of dairy products and their importance for the human diet; and~~

~~SECTION 3. 118.01 (2) (d) 2 d of the statutes is created to read:~~

~~118.01 (2) (d) 2. d. Knowledge of human immunodeficiency virus and acquired immunodeficiency syndrome. Instruction shall be scientifically accurate, discuss all methods and behaviors that prevent the transmission of human immunodeficiency virus, and state that abstinence from sexual activity and from the illegal, intravenous use of drugs is the only completely effective means of preventing the transmission of the virus. Instruction shall be provided at least once in grades 6 to 8 and at least once in grades 9 to 12. Instruction shall provide information appropriate to each grade level and the age and maturity of the pupils. No pupil may be required to take instruction in this subject if his or her parent files with the teacher or school principal a written request that the pupil be exempt.~~

SECTION 4. 118.019 (2) (e) of the statutes is amended to read:

118.019 (2) (e) Human sexuality; reproduction; contraception, including natural family planning; human immunodeficiency virus and acquired immunodeficiency syndrome; prenatal development; child-birth; adoption; available prenatal and postnatal support; and male responsibility.