
ASSEMBLY BILL NO. 205—ASSEMBLYMEMBER GOULDING

PREFILED FEBRUARY 3, 2025

Referred to Committee on Education

SUMMARY—Revises provisions governing sexual education.
(BDR 34-597)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to education; revising provisions governing consent to participate in a course or unit of instruction concerning the human immunodeficiency virus, the human reproductive system, related communicable diseases and sexual responsibility; revising requirements for forms used to refuse authorization for a pupil to participate in such a course or unit of a course; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires the board of trustees of each school district to establish a
2 course or unit of a course of instruction concerning the human immunodeficiency
3 virus, the human reproductive system, related communicable diseases and sexual
4 responsibility. Existing law further requires notice to be given to a parent or
5 guardian of a pupil to whom such a course or unit of instruction will be offered and
6 requires the school district to provide a form for the parent or guardian of the pupil
7 to provide consent for the pupil to participate in the course or unit. (NRS 389.036)
8 This bill instead requires the school district to provide a form for the parent or
9 guardian of a pupil to refuse to authorize the pupil to participate in the course or
10 unit. This bill additionally authorizes a school district to make the form available on
11 the secure Internet website of the school district and requires that the form include
12 an option for a parent or guardian of a pupil to refuse permission for the pupil to
13 participate in a course or unit of sexuality education: (1) for that school year only;
14 or (2) for any school year in which the pupil is enrolled in the school district.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 389.036 is hereby amended to read as follows:

2 389.036 1. The board of trustees of a school district shall
3 establish a course or unit of a course of:

4 (a) Factual instruction concerning the human immunodeficiency
5 virus; and

6 (b) Instruction on the human reproductive system, related
7 communicable diseases and sexual responsibility.

8 2. Each board of trustees shall appoint an advisory committee
9 consisting of:

10 (a) Five parents of children who attend schools in the district;
11 and

12 (b) Four representatives, one from each of four of the following
13 professions or occupations:

14 (1) Medicine or nursing;

15 (2) Counseling;

16 (3) Religion;

17 (4) Pupils who attend schools in the district; or

18 (5) Teaching.

19 ↪ This committee shall advise the district concerning the content of
20 and materials to be used in a course ~~[of instruction]~~ *or unit*
21 established pursuant to this section, and the recommended ages of
22 the pupils to whom the course *or unit* is offered. The final decision
23 on these matters must be that of the board of trustees.

24 3. The subjects of the courses *or units* may be taught only by a
25 teacher or school nurse whose qualifications have been previously
26 approved by the board of trustees.

27 4. The parent or guardian of each pupil to whom a course *or*
28 *unit* is offered must first be furnished written notice that the course
29 *or unit* will be offered. The notice must be given in the usual
30 manner used by the local district to transmit written material to
31 parents, and must contain a form for the signature of the parent or
32 guardian of the pupil ~~[consenting]~~ *refusing* to *authorize* the pupil's
33 attendance ~~[]~~ *in the course or unit*. Upon receipt of the written
34 ~~[consent]~~ *refusal* of the parent or guardian, the pupil ~~[may attend the~~
35 ~~course. If the written consent of the parent or guardian is not~~
36 ~~received, the pupil]~~ must be excused from ~~[such attendance]~~
37 *attending the course or unit* without any penalty as to credits or
38 academic standing. *If the written refusal of the parent or guardian*
39 *is not received, the pupil must attend each lesson of the course or*
40 *unit*. Any course *or unit* offered pursuant to this section is not a
41 requirement for graduation.



1 5. *The form required to be provided to a parent or guardian*
2 *of a pupil pursuant to subsection 4:*

3 (a) *May be made available on the secure Internet website of*
4 *the school district for the electronic signature of the parent or*
5 *guardian and may be included with any online registration to*
6 *register a pupil with a school.*

7 (b) *Must allow the parent or guardian to refuse to authorize*
8 *the pupil to attend a course or unit established pursuant to*
9 *subsection 1 during:*

10 (1) *The school year in which the authorization is refused;*
11 *or*

12 (2) *Any school year in which the pupil is enrolled in the*
13 *school district.*

14 (c) *Must include a notification that authorization may be*
15 *refused at any time and, regardless of how authorization is*
16 *refused, the parent or guardian will receive written notice*
17 *pursuant to subsection 4 when a course or unit of a course of*
18 *instruction established pursuant to subsection 1 will be offered.*

19 6. All instructional materials to be used in a course *or unit*
20 must be available for inspection by parents or guardians of pupils at
21 reasonable times and locations before the course *or unit* is taught,
22 and appropriate written notice of the availability of the material
23 must be furnished to all parents and guardians.

24 **Sec. 2.** This act becomes effective on July 1, 2025.



