



State of Tennessee

PUBLIC CHAPTER NO. 609

SENATE BILL NO. 1510

By Massey, Dickerson, Tate, Johnson, Ketron

Substituted for: House Bill No. 2164

By Moody, Kane, Pitts, Love, Forgety

AN ACT to amend Tennessee Code Annotated, Section 37-1-603 and Title 49, Chapter 6, Part 13, relative to child sexual abuse instruction.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-6-1304(a), is amended by adding the following language as a new subdivision:

Provide instruction on the detection, intervention, prevention, and treatment of child sexual abuse, including such abuse that may occur in the home, in accordance with the declarations and requirements of §§ 37-1-601(a) and 37-1-603(b)(3).

SECTION 2. Tennessee Code Annotated, Section 49-6-1306(b)(1), is amended by deleting the subdivision and substituting instead the following language:

(1) If a student receives instruction by an instructor or organization that promotes gateway sexual activity or demonstrates sexual activity, as prohibited under this part, then the parent or legal guardian shall have a cause of action against that instructor or organization for actual damages plus reasonable attorney's fees and court costs; provided, however, that this subsection (b) shall not apply to:

(A) Instruction provided by teachers employed by the LEA; or

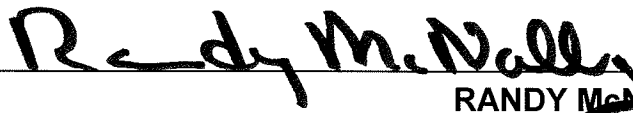
(B) Instruction provided by instructors employed by an LEA-approved organization, or by LEA-approved instructors, that is limited to the detection, intervention, prevention, and treatment of child sexual abuse, including such abuse that may occur in the home, in accordance with §§ 37-1-601(a), 37-1-603(b)(3), and 49-6-1303(b). Any LEA-approved organization, instructor employed by an LEA-approved organization, or LEA-approved instructor who promotes any gateway sexual activity, demonstrates sexual activity, or teaches student nonabstinence as an appropriate or acceptable behavior, as prohibited under this part, shall be subject to a cause of action by a parent or legal guardian pursuant to this subdivision (b)(1).

SECTION 3. Tennessee Code Annotated, Section 37-1-603(b)(3), is amended by deleting the language "home." and substituting instead the language "home, including, but not limited to, instruction provided as part of a family life curriculum pursuant to § 49-6-1304."

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to the 2018-2019 school year and each school year thereafter.

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PASSED: March 19, 2018



RANDY McNALLY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 2nd day of April 2018



BILL HASLAM, GOVERNOR