

# Ohio Value Voters

June 1, 2019

FROM:

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TO:

Governor Mike DeWine, Senate President Larry Obhof, and Ohio House Speaker Larry Householder

CC: Attorney General Dave Yost,

## Protect Ohio Children Executive Summary

The enclosed two Protect Ohio Children reports, "Public Records Report" and "Curriculum Report," represent two years of research and investigation by our team. This report proves that Planned Parenthood and their allies, working closely with Ohio universities and through county and federal grants and private donations, have infiltrated Ohio schools by presenting harmful materials to minors. We ask that the Governor, Attorney General, and General Assembly review this information and take immediate steps to remedy the violations of Ohio law that are revealed in this report as it relates to Ohio Revised Code 3313.6011.

Attached is a dash-board view of the public records that we have collected across Ohio. This is a sampling of evidence that proves Planned Parenthood and their allies are in schools presenting harmful materials and teaching comprehensive sexuality education. According to the national Protect Child Health Coalition, Planned Parenthood programs teach children 15 harmful elements, including:

- how to negotiate sexual encounters and how to get consent from one another to engage in sexual acts;
- present abortion as a safe or positive option and refer them to abortion providers and encourage the use of contraceptives, while failing to present failure rates or side effects;
- promote affirmation of and/or exploration of diverse gender identities and teach children they can change their gender or identity as multiple genders.

Our reporting is just a small sampling of the 612 Ohio school districts. We have also found evidence that Comprehensive Sexuality Education is in many private schools. However, we did not include that information in these reports.



### **About the Public Records Report**

This report provides responses that were received from government agencies and public schools to our requests for information. We have learned from the public records request process that in Ohio, to gather information is a grueling and tedious process. Ohio law requires that public records be returned in a “reasonable” amount of time and this term “reasonable” is vague and makes the process challenging. In some cases, school districts completely ignored the request for information. Even when we did receive information it was incomplete and included only what they wanted to share with us and nothing more. This causes us to ask the question: if it is this difficult for us to obtain information, what must it be like for parents? The answer: it’s impossible.

Even with the many challenges of obtaining information we did obtain enough information to prove that Planned Parenthood and their allies are in Ohio schools with literally no oversight.

### **About the Curriculum Report**

This report describes unlawful and obscene curriculum and materials that have been found in Ohio schools. One of our main sources of expertise, in the area of Planned Parenthood Comprehensive Sexuality Education curriculum, is the work that has been done by the national Protect Child Health Coalition (PCHC), which is a network of concerned citizens, parents, professionals, leaders and organizations representing the fields of law, academia, mental and physical health, politics, religion, government and more who believe that all children should be protected from harmful materials, especially pornographic, obscene, or erotic materials.

PCHC has obtained a vast amount of curriculum and has meticulously analyzed the curriculum and materials using the “15 Harmful Elements Analysis Tool” developed by Family Watch International and the Protect Child Health Coalition.

### **Conclusions**

Ohio Value Voters urges Ohio leaders to immediately take the necessary steps to correct and require Ohio schools to follow existing law found in Ohio Revised Code 3313.6011 and take actions to amend the law in the following areas:

#### **Transparency for Parents**

Require school districts to give parents the ability to know the name(s) of the sex education curriculum being used in their local schools. Require that schools make curriculum readily available for inspection. Give parents and tax-payers recourse for non-compliance and a civil right of action if a school is out of compliance with ORC 3313.6011.



**Accountability for the Ohio Department of Education**

The Ohio Department of Education currently has no process or accountability for oversight of local school districts for auditing sexual health curriculum. It is necessary to codify an auditing role for the Ohio State School Board to audit each school district and post results of compliance and non-compliance to ORC 3313.6011 on the Department of Education website.

**Obscenity Exemptions for Teachers and Libraries**

Ohio is one of 43 states that have statutes that provide schools and libraries with a defense against violating laws against showing or providing obscene materials to minors. These defenses have permitted sexually explicit materials to be provided to children in kindergarten through high school under the guise of education while the same materials provided outside of schools would be subject to criminal charges. Ohio should reverse the obscenity exemption clause which protects public schools and libraries from prosecution from distributing material harmful to minors.

Ohio public schools have no business showing pornography or grooming videos and materials to children under the guise of 'education.' This kind of obscenity has no place in schools and libraries. This is not education. These school districts are allowing irreversible harm to children and they must be protected. See enclosed Ohio Revised Code 2907.32.



Comprehensive Sexuality Education – Ohio Public Records Results

Ohio Value Voters Public Records Request	County	Did they respond?	Comprehensive Sex Ed?	Curriculum
Brunswick City Schools	Medina	Response	DID NOT FIND	Operation Keepsake Vendor Catholic Charities Vendor
Cincinnati City Schools	Hamilton	Response	YES	Reviewing National Health Standards Glenco Health RACK CARDS
Cleveland Department of Health	Cuyahoga	Response	YES	All About Life (for grades K-3) FLASH (for grades 4-6) Making Proud Choices (grades 7-8) Safer Choices (for grades 9-12) RACK CARDS
Cleveland Metropolitan School District	Cuyahoga	NO RESPONSE	YES	All About Life (for grades K-3) FLASH (for grades 4-6) Making Proud Choices (grades 7-8) Safer Choices (for grades 9-12) RACK CARDS
Columbus City Schools	Franklin	NO RESPONSE	YES	Syntero Vendor – PP Curriculum UNKNOWN Central Ohio Coalition for Sexual Health - Partners with Planned Parenthood RACK CARDS
Cuyahoga County Board of Health	Cuyahoga	Response	YES	Reducing the Risk, FLASH, Get Real, Life Skills, Draw the Line, 216Teens RACK CARDS
Dayton Public Schools	Montgomery	NO RESPONSE	UNKNOWN	UNKNOWN
Grand Valley Schools	Ashtabula	Response	UNCLEAR	"There is not a specific prescribed curriculum being used."
Lakota Local	Sandusky	NO RESPONSE	UNKNOWN	UNKNOWN
Lebanon City Schools	Warren	Response	DID NOT FIND	Always Changing Pearson Health Maximum Freedom Vendor
Mason City	Warren	Response	DID NOT FIND	Maximum Freedom Vendor
Oak Hills Local	Warren	NO RESPONSE	UNKNOWN	UNKNOWN
Ohio Dept of Education	-	Response	YES	Partners with Central Ohio Coalition for Sexual Health and Planned Parenthood
Ohio Dept of Health	-	Response	YES	Juvenile Foster Care - Uses "Reducing the Risk" curriculum via Federal PREP Grants
Ohio State School Board	-	Response	YES	DOES NOT AUDIT LOCAL SCHOOL DISTRICTS
Parma City Schools	Cuyahoga	INCOMPLETE	UNCLEAR	Waiting for response to question about what third-party vendors are using. RACK CARDS





## IV. OVERVIEW OF OHIO SEX EDUCATION LEGISLATION & GUIDELINES

The following laws and guidelines apply to sex education and how sex education is taught in Ohio:

**According to (effective 2001; 2008 HB7) Ohio Education Title 33<sup>iv</sup> (as of July 2, 2018) 3313.6011<sup>v</sup>**

As used in this section, "sexual activity" means sexual conduct or sexual contact, or both.

Instruction in venereal disease education shall emphasize that abstinence from sexual activity is the only protection that is one hundred percent effective against unwanted pregnancy, sexually transmitted disease, and the sexual transmission of a virus that causes acquired immunodeficiency syndrome.

The state board of education shall require course material and instruction in venereal disease education courses taught to do all of the following:

- Stress that students should abstain from sexual activity until after marriage;
- Teach the potential physical, psychological, emotional, and social side effects of participating in sexual activity outside of marriage;
- Teach that conceiving children out of wedlock is likely to have harmful consequences for the child, the child's parents, and society;
- Stress that sexually transmitted diseases are serious possible hazards of sexual activity;
- Advise students of the laws pertaining to financial responsibility of parents to children born in and out of wedlock;
- Advise students of the circumstances under which it is criminal to have sexual contact with a person under the age of sixteen
- Emphasize adoption as an option for unintended pregnancies.

Any model education program for health education the state board of education adopts shall conform to the requirements of this section.

**According to the Department of Education** - Upon written request of the student's parent or guardian, a student shall be excused from taking instruction in venereal disease education.<sup>vi</sup>

### **Age of Majority<sup>vii</sup> =**

Based on Ohio law, anyone under the age of 18 is considered a minor, while those 18 years old and older are considered adults.

### **Age of Consent<sup>viii</sup> =**

In Ohio, the age when children can legally consent or agree to sex is 16.



## **Exceptions to criminal liability**

Sections 12.1-27.1-01 and 12.1-27.1-03 shall not apply to the possession or distribution of material in the course of law enforcement, judicial, or legislative activities; or to the possession of material by a bona fide school, college, university, museum, or public library for limited access for educational research purposes carried on at such an institution by adults only. Sections 12.1-27.1-01 and 12.1-27.1-03 shall also not apply to a person who is returning material, found to be obscene, to the distributor or publisher initially delivering it to the person returning it.

## **Credits**

S.L. 1975, ch. 119, § 11.

## **OHIO:**

Ohio recodified its criminal law based in part on the ALI-MPC in 1974.

## **Ohio Rev. Code Ann. § 2907.32 (West):**

### **Pandering obscenity**

- (A) No person, with knowledge of the character of the material or performance involved, shall do any of the following:(1) Create, reproduce, or publish any obscene material, when the offender knows that the material is to be used for commercial exploitation or will be publicly disseminated or displayed, or when the offender is reckless in that regard;(2) Promote or advertise for sale, delivery, or dissemination; sell, deliver, publicly disseminate, publicly display, exhibit, present, rent, or provide; or offer or agree to sell, deliver, publicly disseminate, publicly display, exhibit, present, rent, or provide, any obscene material;(3) Create, direct, or produce an obscene performance, when the offender knows that it is to be used for commercial exploitation or will be publicly presented, or when the offender is reckless in that regard;(4) Advertise or promote an obscene performance for presentation, or present or participate in presenting an obscene performance, when the performance is presented publicly, or when admission is charged;(5) Buy, procure, possess, or control any obscene material with purpose to violate division (A)(2) or (4) of this section
- (B) It is an affirmative defense to a charge under this section, that the material or performance involved was disseminated or presented for a bona fide medical, scientific, educational, religious, governmental, judicial, or other proper purpose, by or to a physician, psychologist, sociologist, scientist, teacher, person pursuing bona fide studies or research, librarian, clergyman, prosecutor, judge, or other person having a proper interest in the material or performance.
- (C) Whoever violates this section is guilty of pandering obscenity, a felony of the fifth degree. If the offender previously has been convicted of a violation of this section or of section 2907.31 of the Revised Code, then pandering obscenity is a felony of the fourth degree.

## **CREDIT(S)**

(1995 S 2, eff. 7-1-96; 1988 H 51, eff. 3-17-89; 1972 H 511)



# COMPREHENSIVE SEX EDUCATION: THE HARMFUL EFFECTS ON CHILDREN



## **1. SEXUALIZES CHILDREN**

Normalizes child sex or desensitizes children to sexual things. May give examples of children having sex or imply many of their peers are sexually active. May glamorize sex, use graphic materials, teach explicit sexual vocabulary, or encourage discussion of sexual experiences, attractions, fantasies or desires.

## **2. TEACHES CHILDREN TO CONSENT TO SEX**

May teach children how to negotiate sexual encounters or how to ask for or get "consent" from other children to engage in sexual acts with them.

## **3. NORMALIZES ANAL & ORAL SEX**

Introduces these high-risk sexual behaviors to children and may normalize them. May omit vital medical facts, such as the extremely high STI rates (i.e., HIV and HPV) and oral and anal cancer rates associated with these risky sex acts.

## **4. PROMOTES HOMOSEXUAL / BISEXUAL BEHAVIOR**

Promotes acceptance of and/or exploration of diverse sexual orientations, sometimes in violation of state education laws. May omit vital health information and/or may provide medically inaccurate information about homosexuality or homosexual sex.

## **5. TEACHES CHILDREN SEXUAL PLEASURE**

Teaches children about sexual pleasure. May tell them they are entitled to or have a "right" to sexual pleasure or encourage children to seek out sexual pleasure.

## **6. PROMOTES SOLO OR MUTUAL MASTURBATION**

While masturbation can be part of normal child development, encourages masturbation at young ages, making children more vulnerable to pornography use, sexual addictions or sexual exploitation. May describe masturbation or provide instruction on how to masturbate. May encourage children to engage in mutual masturbation.



### **7. EROTICIZES CONDOM USE**

May use sexually explicit methods (i.e., penis and vagina models, seductive role play, etc.) to promote condom use to children. May provide medically inaccurate information on condom effectiveness and omit or deemphasize failure rates. May imply that condoms will provide complete protection against pregnancy or STIs.

### **8. PROMOTES EARLY SEXUAL INDEPENDENCE**

Teaches children they can choose to have sex when they feel they are ready or when they find a trusted partner. Fails to provide data about the well-documented negative consequences of early sexual debut.

### **9. FAILS TO ESTABLISH ABSTINENCE AS THE GOAL**

Fails to establish abstinence (or a return to abstinence) as the expected standard for all school-age children. May mention abstinence only in passing. May teach children that all sexual activity—other than “unprotected” vaginal and oral sex is acceptable, and even healthy. May present abstinence and “protected” sex as equally good options for children.

### **10. PROMOTES GENDER CONFUSION**

Promotes affirmation of and/or exploration of diverse gender identities. May teach children they can change their gender or identify as multiple genders, or may present other unscientific and medically inaccurate gender ideologies. Fails to teach that most gender-confused children resolve it by adulthood and that extreme gender confusion is a mental health disorder (gender dysphoria) that may be helped with therapy.

### **11. TEACHES ABORTION / CONTRACEPTION**

Presents abortion as a safe or positive option while omitting data on the many potential negative physical and mental health consequences. May teach children they have a right to abortion and refer them to abortion providers. May encourage the use of contraceptives, while failing to present failure rates or side effects.

### **12. PROMOTES PEER-TO-PEER SEX ED / SEXUAL RIGHTS ADVOCACY**

May train children to teach other children about sex or sexual pleasure through peer-to-peer initiatives. May recruit children as spokespeople to advocate for controversial sexual rights (including a right to CSE itself) or to promote abortion.

### **13. UNDERMINES TRADITIONAL VALUES AND BELIEFS**

May encourage children to question their parents' beliefs or their cultural or religious values regarding early sex, sexual orientation or gender identity.

### **14. VIOLATES OR UNDERMINES PARENTAL RIGHTS**

May instruct children they have rights to confidentiality and privacy from their parents. May teach children about accessing sexual commodities or services, including abortion, without parental consent. May instruct children not to tell their parents what they are being taught about sex in school.

### **15. REFERS CHILDREN TO HARMFUL RESOURCES**

Refers children to harmful websites, materials or outside entities. May also specifically refer children to Planned Parenthood or their affiliates or partners for their lucrative services or commodities (i.e., sexual counseling, condoms, contraceptives, gender hormones, STI testing and treatment, abortions, etc.)