

**SENATE, No. 2648**

**STATE OF NEW JERSEY**  
**220th LEGISLATURE**

INTRODUCED MAY 16, 2022

**Sponsored by:**

**Senator EDWARD DURR**

**District 3 (Cumberland, Gloucester and Salem)**

**SYNOPSIS**

Prohibits school districts from incorporating instruction on sexual orientation or gender identity for students in grades kindergarten through six; requires consent from parents or guardians for students in grades seven through 12 for instruction on sexual orientation or gender identity.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning public school curriculum and supplementing  
2 chapter 35 of Title 18A of the New Jersey Statutes.

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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

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7 1. a. A school district shall not include, as part of a course of  
8 instruction, information on sexual orientation or gender identity for  
9 students in grades kindergarten through six as part of the school  
10 district's implementation of the New Jersey Student Learning  
11 Standards.

12 b. A school district shall not provide instruction for students in  
13 grades seven through 12 that includes information on sexual  
14 orientation or gender identity without receiving prior written  
15 consent from the student's parent or guardian. Any student whose  
16 parent or guardian does not provide prior written consent shall be  
17 excused from that portion of the course where such instruction is  
18 provided and no penalties as to credit or graduation shall result  
19 therefrom.

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21 2. a. A parent or guardian whose child participated in a course  
22 of instruction that includes information on sexual orientation or  
23 gender identity in violation of section 1 of this act may bring a civil  
24 action in any court of competent jurisdiction for injunctive relief.

25 b. If a school district or employee of a school district  
26 knowingly violates the provisions of section 1 of this act, the Office  
27 of the Attorney General may seek an injunction against the school  
28 district or the employee of the school district.

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30 3. The Commissioner of Education may withhold State funds  
31 from a school district that knowingly violates the provisions of  
32 section 1 of this act until the commissioner finds that the school  
33 district is no longer in violation of this section.

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35 4. This act shall take effect immediately and shall first apply to  
36 the first full school year following the date of enactment.

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STATEMENT

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41 This bill prohibits school districts from incorporating instruction  
42 on sexual orientation or gender identity for students in grades  
43 kindergarten through six. Under the bill, any student in grades  
44 seven through 12 whose parent or guardian does not provide prior  
45 written consent to participate in a course that includes information  
46 on sexual orientation or gender identity will be excused from that  
47 portion of the course without penalty.

**S2648 DURR**

1       Also under the bill, a parent or guardian whose child participated  
2 in a course that includes information on sexual orientation or gender  
3 identity in grades kindergarten through six, or grades seven through  
4 12 without prior written consent, may bring a civil action in any  
5 court of competent jurisdiction for injunctive relief. If a school  
6 district or employee of a school district knowingly violates the  
7 provisions of this section, the Office of the Attorney General may  
8 seek an injunction against the school district or the employee of the  
9 school district. The Commissioner of Education may withhold  
10 State funds from a school district that knowingly violates the  
11 provisions of this bill.