

HOUSE No. xxxxx

The Commonwealth of Massachusetts

PRESENTED BY:

Alice K. Wolf

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to providing health education in schools.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>
<i>Gloria L. Fox</i>	<i>7th Suffolk</i>
<i>Denise Andrews</i>	<i>2nd Franklin</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>Cleon H. Turner</i>	<i>1st Barnstable</i>
<i>Tom Sannicandro</i>	<i>7th Middlesex</i>
<i>William N. Brownsberger</i>	<i>24th Middlesex</i>
<i>Byron Rushing</i>	<i>9th Suffolk</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Frank I. Smizik</i>	<i>15th Norfolk</i>
<i>Stephen Kulik</i>	<i>1st Franklin</i>
<i>Harriette L. Chandler</i>	<i>First Worcester</i>
<i>Peter V. Kocot</i>	<i>1st Hampshire</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>
<i>John D. Keenan</i>	<i>7th Essex</i>
<i>Jay Kaufman</i>	<i>15th Middlesex</i>

<i>Martin J. Walsh</i>	<i>13th Suffolk</i>
<i>Christine E. Canavan</i>	<i>10th Plymouth</i>
<i>John P. Fresolo</i>	<i>16th Worcester</i>
<i>Steven M. Walsh</i>	<i>11th Essex</i>
<i>John W. Scibak</i>	<i>2nd Hampshire</i>
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>
<i>Michael J. Moran</i>	<i>18th Suffolk</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Timothy J. Toomey, Jr.</i>	<i>26th Middlesex</i>
<i>Linda Dorcena Forry</i>	<i>12th Suffolk</i>
<i>Sarah K. Peake</i>	<i>4th Barnstable</i>
<i>Carl M. Sciortino, Jr.</i>	<i>34th Middlesex</i>
<i>Cheryl A. Coakley-Rivera</i>	<i>10th Hampden</i>
<i>Anne M. Gobi</i>	<i>5th Worcester</i>
<i>Martha Walz</i>	<i>8th Suffolk</i>
<i>Cory Atkins</i>	<i>14th Middlesex</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>
<i>Barry Finegold</i>	<i>Second Essex and Middlesex</i>
<i>Jason M. Lewis</i>	<i>31st Middlesex</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>
<i>Lori A. Ehrlich</i>	<i>8th Essex</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Thomas P. Conroy</i>	<i>13th Middlesex</i>
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>
<i>Gailanne Cariddi</i>	<i>1st Berkshire</i>

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[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3434 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to providing health education in schools.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1D of chapter 69 of the General Laws, as appearing in the 2008 Official
2 Edition, is hereby amended by inserting after the word “languages”, in line 6, the words “health
3 education”.

4 SECTION 2. Paragraph 3 of said section 1D of said chapter 69, as so appearing, is hereby
5 further amended by striking out the fourth sentence and inserting in place thereof the following
6 sentence:-

7 The standards for health education shall be age-appropriate, medically accurate and shall, at
8 minimum, provide for instruction in the following areas: growth and physical development,
9 physical activity and fitness, nutrition, reproduction and sexuality, mental health, family life,

10 interpersonal relationships, disease prevention and control, safety and injury prevention, tobacco,
11 alcohol, and other substance use and abuse prevention, consumer health and resource
12 management, ecological health, and community and public health.

13 SECTION 3. Consistent with the provisions of section 1E of said chapter 69, the Massachusetts
14 Comprehensive Health Curriculum Framework shall be construed as a guide for local school
15 districts in the development and selection of curriculum, textbooks and instructional materials.

16 SECTION 4. Paragraph 14 of section 1I of said chapter 69, as so appearing, is hereby amended
17 by adding the following clause:-

18 (l) health education.

19 SECTION 5. Consistent with the provisions of section 32A of chapter 71, every city, town,
20 regional school district or vocational school district implementing or maintaining curriculum
21 which primarily involves human sexual education or human sexuality issues shall adopt a policy
22 ensuring parental/guardian notification. Such policy shall afford parents or guardians the
23 flexibility to exempt their children from any portion of said curriculum through written
24 notification to the school principal. No child so exempted shall be penalized by reason of such
25 exemption. To the extent practicable, program instruction materials for said curriculum shall be
26 made reasonably accessible to parents, guardians, educators, school administrators, and others
27 for inspection and review.

28 SECTION 6. Nothing in this act shall be construed to require an MCAS exam on health
29 education.

30 SECTION 7. The foundation budget must be re-evaluated in the categories of (1) classroom and
31 specialist teachers, (2) instructional equipment, and (3) professional development to ensure
32 sufficient funding to provide the health education envisioned in the Frameworks and Section 2
33 above.

34 SECTION 8. This act shall take effect on July 1, 2013.