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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. **1680**

02/23/2017 Authored by Bennett, Loon, Gruenhagen, Maye Quade, Smith and others
The bill was read for the first time and referred to the Committee on Education Innovation Policy
03/06/2017 Adoption of Report: Amended and re-referred to the Committee on Education Finance

- 1.1 A bill for an act
- 1.2 relating to education; modifying academic standards; establishing child sexual
- 1.3 abuse prevention programs; requiring a report; amending Minnesota Statutes 2016,
- 1.4 sections 120B.021, subdivision 1; 120B.22, subdivision 2; 120B.23, subdivision
- 1.5 3; proposing coding for new law in Minnesota Statutes, chapter 120B.
- 1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.7 Section 1. Minnesota Statutes 2016, section 120B.021, subdivision 1, is amended to read:
- 1.8 Subdivision 1. **Required academic standards.** (a) The following subject areas are
- 1.9 required for statewide accountability:
- 1.10 (1) language arts;
- 1.11 (2) mathematics;
- 1.12 (3) science;
- 1.13 (4) social studies, including history, geography, economics, and government and
- 1.14 citizenship that includes civics consistent with section 120B.02, subdivision 3;
- 1.15 (5) physical education;
- 1.16 (6) health, for which locally developed academic standards apply; and
- 1.17 (7) the arts, for which statewide or locally developed academic standards apply, as
- 1.18 determined by the school district. Public elementary and middle schools must offer at least
- 1.19 three and require at least two of the following four arts areas: dance; music; theater; and
- 1.20 visual arts. Public high schools must offer at least three and require at least one of the
- 1.21 following five arts areas: media arts; dance; music; theater; and visual arts.

2.1 (b) For purposes of applicable federal law, the academic standards for language arts,
2.2 mathematics, and science apply to all public school students, except the very few students
2.3 with extreme cognitive or physical impairments for whom an individualized education
2.4 program team has determined that the required academic standards are inappropriate. An
2.5 individualized education program team that makes this determination must establish
2.6 alternative standards.

2.7 (c) Beginning in the 2016-2017 school year, the department must adopt the most recent
2.8 National Association of Sport and Physical Education kindergarten through grade 12
2.9 standards and benchmarks for physical education as the required physical education academic
2.10 standards. The department may modify and adapt the national standards to accommodate
2.11 state interest. The modification and adaptations must maintain the purpose and integrity of
2.12 the national standards. The department must make available sample assessments, which
2.13 school districts may use as an alternative to local assessments, to assess students' mastery
2.14 of the physical education standards beginning in the 2018-2019 school year.

2.15 (d) A school district may include child sexual abuse prevention instruction in a health
2.16 curriculum, consistent with paragraph (a), clause (6). Child sexual abuse prevention
2.17 instruction may include age-appropriate instruction on recognizing sexual abuse and assault,
2.18 boundary violations and unwanted forms of touching or contact, and ways offenders groom
2.19 or desensitize victims, as well as strategies to promote disclosure, reduce self-blame, and
2.20 mobilize bystanders. A school district may provide instruction under this paragraph in a
2.21 variety of ways, including at an annual assembly or classroom presentation. A school district
2.22 may also provide parents information on the warning signs of child sexual abuse and available
2.23 resources.

2.24 (e) District efforts to develop, implement, or improve instruction or curriculum as a
2.25 result of the provisions of this section must be consistent with sections 120B.10, 120B.11,
2.26 and 120B.20.

2.27 Sec. 2. Minnesota Statutes 2016, section 120B.22, subdivision 2, is amended to read:

2.28 Subd. 2. **In-service training.** Each district is encouraged to provide training for district
2.29 staff and school board members ~~to help~~ on the following:

2.30 (1) helping students identify violence in the family and the community so that students
2.31 may learn to resolve conflicts in effective, nonviolent ways;

2.32 (2) responding to a disclosure of child sexual abuse in a supportive, appropriate manner;
2.33 and

3.1 (3) complying with mandatory reporting requirements under section 626.556.

3.2 The in-service training must be ongoing and involve experts familiar with domestic violence
3.3 and personal safety issues.

3.4 Sec. 3. Minnesota Statutes 2016, section 120B.23, subdivision 3, is amended to read:

3.5 Subd. 3. **Grant awards.** (a) The commissioner may award grants for a violence
3.6 prevention education program to eligible applicants as defined in subdivision 2. Grant
3.7 amounts may not exceed \$3 per resident pupil unit in the district or group of districts in the
3.8 prior school year. Grant recipients should be geographically distributed throughout the state.

3.9 (b) School districts and charter schools may accept funds from private and other public
3.10 sources for child sexual abuse prevention programs developed and implemented under
3.11 sections 120B.021, subdivision 1, paragraph (d), and 120B.234, including federal funding
3.12 under the Every Student Succeeds Act.

3.13 Sec. 4. **[120B.234] CHILD SEXUAL ABUSE PREVENTION EDUCATION.**

3.14 Subdivision 1. **Purpose.** The purpose of this section, which may be cited as "Erin's
3.15 Law," is to encourage districts to integrate or offer instruction on child sexual abuse
3.16 prevention to students and training to all school personnel on recognizing and preventing
3.17 sexual abuse and sexual violence.

3.18 Subd. 2. **Curriculum.** In coordination with other federal, state, or local agencies and
3.19 community-based organizations, the commissioner of human services, acting through the
3.20 Minnesota children's trust fund, must identify child sexual abuse prevention programs to
3.21 be made available for use by school districts and charter schools under this section and
3.22 section 120B.021, subdivision 1, paragraph (d). The commissioner must post information
3.23 regarding the programs identified under this subdivision on the Minnesota children's trust
3.24 fund Web site by August 1, 2017.

3.25 Subd. 3. **Other state programs.** The child sexual abuse prevention instruction provided
3.26 under this section is part of preventing sexual violence against children, which includes,
3.27 but is not limited to, the following activities:

3.28 (1) training on mandated reporting requirements provided on the Department of
3.29 Education's Web site;

3.30 (2) the Code of Ethics for Minnesota Teachers; and

4.1 (3) consultation by the commissioner of education with the commissioners of health,
4.2 human services, and public safety, and other state agencies to prevent violence against
4.3 children.

4.4 Subd. 4. **Report.** The commissioner of education must submit a report by November 1,
4.5 2019, to the chairs and ranking minority members of the committees in the house of
4.6 representatives and the senate with jurisdiction over kindergarten through grade 12 education,
4.7 providing information regarding child sexual abuse prevention programs developed and
4.8 implemented by school districts and charter schools. The report must include information
4.9 regarding the students and personnel served, program activities, and program revenue sources
4.10 and expenditures.

4.11 **EFFECTIVE DATE.** This section is effective the day following final enactment.