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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 2114

02/21/2023 Authored by Berg, Hassan, Rehm, Clardy, Pérez-Vega and others
The bill was read for the first time and referred to the Committee on Education Policy

1.1 A bill for an act
1.2 relating to education; requiring "Erin's Law" personal safety instruction; amending
1.3 Minnesota Statutes 2022, section 120B.021, subdivision 1.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2022, section 120B.021, subdivision 1, is amended to read:

1.6 Subdivision 1. Required academic standards. (a) The following subject areas are
1.7 required for statewide accountability:

1.8 (1) language arts;

1.9 (2) mathematics;

1.10 (3) science;

1.11 (4) social studies, including history, geography, economics, and government and
1.12 citizenship that includes civics consistent with section 120B.02, subdivision 3;

1.13 (5) physical education;

1.14 (6) health, for which locally developed academic standards apply; and

1.15 (7) the arts, for which statewide or locally developed academic standards apply, as
1.16 determined by the school district. Public elementary and middle schools must offer at least
1.17 three and require at least two of the following four arts areas: dance; music; theater; and
1.18 visual arts. Public high schools must offer at least three and require at least one of the
1.19 following five arts areas: media arts; dance; music; theater; and visual arts.

1.20 (b) For purposes of applicable federal law, the academic standards for language arts,
1.21 mathematics, and science apply to all public school students, except the very few students

2.1 with extreme cognitive or physical impairments for whom an individualized education  
2.2 program team has determined that the required academic standards are inappropriate. An  
2.3 individualized education program team that makes this determination must establish  
2.4 alternative standards.

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

2.13 (d) A school district may include child sexual abuse prevention instruction in a health  
2.14 curriculum, consistent with paragraph (a), clause (6). Child sexual abuse prevention  
2.15 instruction may include age-appropriate instruction on recognizing sexual abuse and assault,  
2.16 boundary violations, and ways offenders groom or desensitize victims, as well as strategies  
2.17 to promote disclosure, reduce self-blame, and mobilize bystanders. A school district may  
2.18 provide instruction under this paragraph in a variety of ways, including at an annual assembly  
2.19 or classroom presentation. A school district may also provide parents information on the  
2.20 warning signs of child sexual abuse and available resources. All grades kindergarten through  
2.21 grade 12 must present information for at least one hour per year on personal body safety,  
2.22 referred to as "Erin's Law." This information must at least include information on good  
2.23 touch, bad touch, private areas of the body, speaking to trusted adults, and not keeping  
2.24 unsafe secrets. This information must be provided electronically by the Department of  
2.25 Education to the schools. The Department of Education must send this information by  
2.26 September 30 of each year starting with September 30, 2023.

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

2.30 Sec. 2. APPROPRIATION.

2.31 \$899,000 in fiscal year 2024 is appropriated from the general fund to the Department  
2.32 of Education for implementing "Erin's Law" under section 120B.021. School districts and  
2.33 charter schools must receive \$1 per pupil based on average daily membership in the

- 3.1 2023-2024 school year. If the appropriation under this section is insufficient, the
- 3.2 commissioner shall prorate the distribution. This is a onetime appropriation.