

SENATE No. 350

The Commonwealth of Massachusetts

PRESENTED BY:

Michael F. Rush

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 adoption of the accompanying bill:

An Act relative to physical and social recess in schools.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Michael F. Rush</i>	<i>Norfolk and Suffolk</i>	
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>2/8/2023</i>

SENATE No. 350

By Mr. Rush, a petition (accompanied by bill, Senate, No. 350) of Michael F. Rush and Paul
McMurtry for legislation relative to physical and social recess in schools. Education.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 383 OF 2021-2022.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to physical and social recess 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 1G of Chapter 69 of the General Laws is hereby amended by
2 inserting at the end thereof the following new paragraph:-

3 All children in grades kindergarten through five attending public schools shall receive
4 one hundred minutes of supervised, safe, and unstructured free-play recess each week so that
5 there are at least twenty consecutive minutes of free-play recess per day. As used herein, the term
6 "free play" means an unstructured environment, but which is supervised by appropriate school
7 personnel or staff. Regulations promulgated by the department may not exclude recess from
8 structured learning time requirements for elementary school children and may not increase the
9 total number of hours required in the school year to meet the provisions of this subsection.

10 SECTION 2. Chapter 71 of the General Laws is hereby amended by inserting after
11 section 4A, as appearing in the 2016 Official Edition, the following section:-

12 Section 4B. Notwithstanding any general or special law to the contrary, no public
13 elementary school shall decrease the amount of time it allots and provides to students as recess
14 time designed to allow students to participate in physical and social activities as a result of any
15 changes in standards or curriculum that the school is required to or chooses to adopt. For
16 purposes of this section, “elementary school” shall mean a school providing instruction to grades
17 K through 5, and, where so designated by a school committee prior to the commencement of a
18 school year, may also include a middle school or other intermediate level school providing
19 instruction to grades 5 through 6 or any combination thereof.