

**SENATE**  
**STATE OF MINNESOTA**  
**NINETIETH SESSION**

**S.F. No. 3255**

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DATE	D-PG	OFFICIAL STATUS
03/12/2018	6428	Introduction and first reading
		Referred to E-12 Policy
03/26/2018		Comm report: To pass as amended and re-refer to E-12 Finance

- 1.1 A bill for an act
- 1.2 relating to education; education finance; substance misuse prevention; providing
- 1.3 a grant for substance misuse prevention instruction; requiring a report; appropriating
- 1.4 money; amending Minnesota Statutes 2017 Supplement, section 120B.021,
- 1.5 subdivision 1; 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 2017 Supplement, section 120B.021, subdivision 1, is
- 1.8 amended to read:
- 1.9 Subdivision 1. **Required academic standards.** (a) The following subject areas are
- 1.10 required for statewide accountability:
- 1.11 (1) language arts;
- 1.12 (2) mathematics;
- 1.13 (3) science;
- 1.14 (4) social studies, including history, geography, economics, and government and
- 1.15 citizenship that includes civics consistent with section 120B.02, subdivision 3;
- 1.16 (5) physical education;
- 1.17 (6) health, for which locally developed academic standards apply, consistent with
- 1.18 paragraph (e); and
- 1.19 (7) the arts, for which statewide or locally developed academic standards apply, as
- 1.20 determined by the school district. Public elementary and middle schools must offer at least
- 1.21 three and require at least two of the following four arts areas: dance; music; theater; and

2.1 visual arts. Public high schools must offer at least three and require at least one of the  
2.2 following five arts areas: media arts; dance; music; theater; and visual arts.

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

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

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

2.25 (e) A school district must include instruction in a health curriculum for students in grades  
2.26 5, 6, 8, 10, and 12 on substance misuse prevention, including opioids, controlled substances  
2.27 as defined in section 152.01, subdivision 4, prescription and nonprescription medications,  
2.28 and illegal drugs. A school district is not required to use a specific methodology or  
2.29 curriculum.

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

2.33 **EFFECTIVE DATE.** This section is effective for the 2020-2021 school year and later.

3.1 Sec. 2. [120B.215] SUBSTANCE MISUSE PREVENTION.

3.2 (a) This section may be cited as "Jake's Law."

3.3 (b) School districts and charter schools are encouraged to provide substance misuse  
 3.4 prevention instruction for students in grades 5 through 12 integrated into existing programs,  
 3.5 curriculum, or the general school environment of a district or charter school. The  
 3.6 commissioner of education, in consultation with the director of the Alcohol and Other Drug  
 3.7 Abuse Section under section 254A.03 and substance misuse prevention and treatment  
 3.8 organizations, must, upon request, provide districts and charter schools with:

3.9 (1) information regarding substance misuse prevention services; and

3.10 (2) assistance in using Minnesota student survey results to inform prevention programs.

3.11 **EFFECTIVE DATE.** This section is effective July 1, 2018.

3.12 Sec. 3. APPROPRIATION.

3.13 Subdivision 1. Commissioner of education. The sum indicated in this section is  
 3.14 appropriated from the general fund to the commissioner of education for the fiscal year  
 3.15 designated.

3.16 Subd. 2. For Jake's Sake Foundation. (a) For a grant to the For Jake's Sake Foundation  
 3.17 to collaborate with school districts throughout Minnesota to integrate evidence-based  
 3.18 substance misuse prevention instruction on the dangers of substance misuse, particularly  
 3.19 the use of opioids, into school district programs and curricula, including health education  
 3.20 curricula:

3.21 §           400,000   ..... 2019

3.22 (b) Funds appropriated in this subdivision are to:

3.23 (1) identify effective substance misuse prevention tools and strategies, including  
 3.24 innovative uses of technology and media;

3.25 (2) develop and promote a comprehensive substance misuse prevention curriculum for  
 3.26 students in grades 5 through 12 that educates students and families about the dangers of  
 3.27 substance misuse;

3.28 (3) integrate substance misuse prevention into curricula across subject areas;

3.29 (4) train school district teachers, athletic coaches, and other school staff in effective  
 3.30 substance misuse prevention strategies; and

4.1 (5) collaborate with school districts to evaluate the effectiveness of districts' substance  
4.2 misuse prevention efforts.

4.3 (c) By February 15, 2019, the grantee must submit a report detailing expenditures and  
4.4 outcomes of the grant to the chairs and ranking minority members of the legislative  
4.5 committees with primary jurisdiction over kindergarten through grade 12 education policy  
4.6 and finance. The report must identify the school districts that have implemented or plan to  
4.7 implement the substance misuse prevention curriculum.

4.8 (d) The department may retain up to five percent of the appropriation amount to  
4.9 administer the grant program and assist school districts with implementation of substance  
4.10 misuse prevention instruction.