

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1367 Session of 2023

INTRODUCED BY DALEY, MADDEN, HILL-EVANS, KINSEY, DELLOSO, SANCHEZ, KHAN, SCOTT, NEILSON, RABB, CEPEDA-FREYTIZ, GREEN, OTTEN, MALAGARI AND MADSEN, JUNE 12, 2023

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JUNE 3, 2024

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," in school health services, providing
6 for student mental health awareness.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. The act of March 10, 1949 (P.L.30, No.14), known
10 as the Public School Code of 1949, is amended by adding a
11 section to read:

12 Section 1426. Student Mental Health Awareness.--(a) Within <--
13 one hundred eighty (180) days of the effective date of this
14 section, the THE State Board of Education shall review the <--
15 existing State standards for health, safety and physical
16 education at 22 Pa. Code Ch. 4 (relating to academic standards
17 and assessment) and revise the standards as necessary to address
18 student mental health awareness.

19 (b) The Department of Education and the Department of Health

1 shall jointly develop or identify a model curriculum and a list  
2 of education materials which a school entity or nonpublic school  
3 may use in order to provide mental health awareness education.  
4 Existing model curriculum materials and education materials may  
5 be updated if necessary to comply with this subsection. The  
6 Department of Education and the Department of Health shall  
7 update the model curriculum and education materials within one  
8 (1) year of the date of revision of the State standards under  
9 subsection (a). The Department of Education shall post the model  
10 curriculum and list of education materials required under this  
11 subsection on the department's publicly accessible Internet  
12 website.

13 (c) A school entity shall notify its students, their parents  
14 or guardians, athletic staff and extracurricular advisors twice  
15 each school year of mental health services available within the  
16 school entity or within the community in which the school entity  
17 is located and how students and their parents or guardians may  
18 access the services.

19 ~~(d) If a student's participation in a school sponsored~~ <--  
20 ~~athletic or extracurricular activity is interrupted,~~ IF A <--  
21 STUDENT IS INJURED OR SUDDENLY STOPS ATTENDING A SCHOOL-  
22 SPONSORED ATHLETIC OR EXTRACURRICULAR ACTIVITY, the school  
23 entity's student assistance program shall be notified, subject  
24 to the requirements of the Family Educational Rights and Privacy  
25 Act of 1974 (Public Law 90-247, 20 U.S.C. § 1232g). Upon  
26 notification, the school entity's student assistance program  
27 shall, at a minimum, provide the student's parents or guardians  
28 with information on mental health services identified under  
29 subsection (c). The Department of Education may set rules for  
30 the length of time of interruption that may trigger the

1 notification to the student assistance program.

2 (e) Within ninety (90) days of the effective date of this  
3 section, the Pennsylvania Interscholastic Athletic Association  
4 shall review the existing coaching education requirements for  
5 coaches engaged at a member school and revise the required  
6 educational courses for training of coaches to include student  
7 mental health awareness beginning in the 2025-2026 school year.

8 Training under this subsection may be credited toward a <--

9 THE TRAINING UNDER THIS SUBSECTION: <--

10 (1) SHALL, AT A MINIMUM, INCORPORATE THE TRAINING STANDARDS  
11 ADOPTED BY THE SCHOOL SAFETY AND SECURITY COMMITTEE UNDER  
12 SECTION 1310-B RELATING TO BEHAVIORAL HEALTH AWARENESS, SUICIDE  
13 AND BULLYING AWARENESS AND SUBSTANCE ABUSE AWARENESS.

14 (2) MAY BE CREDITED TOWARD A professional educator's  
15 continuing professional education requirements under section  
16 1205.2 and a school or system leader's continuing professional  
17 education requirement under section 1205.5.

18 (f) A student's parent or guardian, or an emancipated  
19 student, shall complete all parts of the report of examination  
20 form required under section 1407 that are designated to be  
21 completed by a student's parent or guardian prior to presenting  
22 the form to a health care provider. A health care provider shall  
23 not complete or sign the report of examination form unless the  
24 student's parent or guardian, or the emancipated student, has  
25 completed all parts of the form that are designated for  
26 completion by a student's parent or guardian.

27 (g) Within ninety (90) days of the effective date of this  
28 section, the Secretary of Health shall review the report of  
29 examination form required under section 1407, update the form as  
30 necessary and post the updated form on the department's publicly

1 accessible Internet website. In reviewing and updating the form,  
2 the Secretary of Health shall consider whether the form requires  
3 parents and guardians to provide additional information on a  
4 student's mental health.

5 (h) The following words and phrases when used in this  
6 section shall have the meanings given to them in this subsection  
7 unless the context clearly indicates otherwise:

8 "School entity." A school district, charter school, regional  
9 charter school, cyber charter school, intermediate unit or area  
10 career and technical school.

11 "Student assistance program." As defined in 22 Pa. Code §  
12 12.16 (relating to definitions).

13 Section 2. This act shall take effect in 60 days.