

HB3928



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3928

Introduced 10/28/2019, by Rep. Joyce Mason

SYNOPSIS AS INTRODUCED:

105 ILCS 110/3

Amends the Critical Health Problems and Comprehensive Health Education Act. Adds e-cigarettes and other vapor devices as one of the educational areas the Comprehensive Health Education Program must include. Effective immediately.

LRB101 14675 NHT 63616 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Critical Health Problems and Comprehensive
5 Health Education Act is amended by changing Section 3 as
6 follows:

7 (105 ILCS 110/3)

8 (Text of Section before amendment by P.A. 101-305)

9 Sec. 3. Comprehensive Health Education Program. The
10 program established under this Act shall include, but not be
11 limited to, the following major educational areas as a basis
12 for curricula in all elementary and secondary schools in this
13 State: human ecology and health;i human growth and
14 development;i the emotional, psychological, physiological,
15 hygienic,l and social responsibilities of family life,
16 including sexual abstinence until marriage;the prevention
17 and control of disease, including instruction in grades 6
18 through 12 on the prevention, transmission,l and spread of
19 AIDS;i age-appropriate sexual abuse and assault awareness and
20 prevention education in grades pre-kindergarten through 12;i
21 public and environmental health;i consumer health;i safety
22 education and disaster survival;i mental health and illness;i
23 personal health habits;i alcohol and drug use, and abuse,l

1 including the medical and legal ramifications of alcohol, drug,
2 and tobacco use;7 abuse during pregnancy;7 evidence-based and
3 medically accurate information regarding sexual abstinence;7
4 tobacco and e-cigarettes and other vapor devices;7 nutrition;7
5 and dental health. The program shall also provide course
6 material and instruction to advise pupils of the Abandoned
7 Newborn Infant Protection Act. The program shall include
8 information about cancer, including without limitation types
9 of cancer, signs and symptoms, risk factors, the importance of
10 early prevention and detection, and information on where to go
11 for help. Notwithstanding the above educational areas, the
12 following areas may also be included as a basis for curricula
13 in all elementary and secondary schools in this State: basic
14 first aid (including, but not limited to, cardiopulmonary
15 resuscitation and the Heimlich maneuver), heart disease,
16 diabetes, stroke, the prevention of child abuse, neglect, and
17 suicide, and teen dating violence in grades 7 through 12.
18 Beginning with the 2014-2015 school year, training on how to
19 properly administer cardiopulmonary resuscitation (which
20 training must be in accordance with standards of the American
21 Red Cross, the American Heart Association, or another
22 nationally recognized certifying organization) and how to use
23 an automated external defibrillator shall be included as a
24 basis for curricula in all secondary schools in this State.

25 The school board of each public elementary and secondary
26 school in the State shall encourage all teachers and other

1 school personnel to acquire, develop, and maintain the
2 knowledge and skills necessary to properly administer
3 life-saving techniques, including without limitation the
4 Heimlich maneuver and rescue breathing. The training shall be
5 in accordance with standards of the American Red Cross, the
6 American Heart Association, or another nationally recognized
7 certifying organization. A school board may use the services of
8 non-governmental entities whose personnel have expertise in
9 life-saving techniques to instruct teachers and other school
10 personnel in these techniques. Each school board is encouraged
11 to have in its employ, or on its volunteer staff, at least one
12 person who is certified, by the American Red Cross or by
13 another qualified certifying agency, as qualified to
14 administer first aid and cardiopulmonary resuscitation. In
15 addition, each school board is authorized to allocate
16 appropriate portions of its institute or inservice days to
17 conduct training programs for teachers and other school
18 personnel who have expressed an interest in becoming qualified
19 to administer emergency first aid or cardiopulmonary
20 resuscitation. School boards are urged to encourage their
21 teachers and other school personnel who coach school athletic
22 programs and other extracurricular school activities to
23 acquire, develop, and maintain the knowledge and skills
24 necessary to properly administer first aid and cardiopulmonary
25 resuscitation in accordance with standards and requirements
26 established by the American Red Cross or another qualified

1 certifying agency. Subject to appropriation, the State Board of
2 Education shall establish and administer a matching grant
3 program to pay for half of the cost that a school district
4 incurs in training those teachers and other school personnel
5 who express an interest in becoming qualified to administer
6 cardiopulmonary resuscitation (which training must be in
7 accordance with standards of the American Red Cross, the
8 American Heart Association, or another nationally recognized
9 certifying organization) or in learning how to use an automated
10 external defibrillator. A school district that applies for a
11 grant must demonstrate that it has funds to pay half of the
12 cost of the training for which matching grant money is sought.
13 The State Board of Education shall award the grants on a
14 first-come, first-serve basis.

15 No pupil shall be required to take or participate in any
16 class or course on AIDS or family life instruction or to
17 receive training on how to properly administer cardiopulmonary
18 resuscitation or how to use an automated external defibrillator
19 if his or her parent or guardian submits written objection
20 thereto, and refusal to take or participate in the course or
21 program or the training shall not be reason for suspension or
22 expulsion of the pupil.

23 Curricula developed under programs established in
24 accordance with this Act in the major educational area of
25 alcohol and drug use and abuse shall include classroom
26 instruction in grades 5 through 12. The instruction, which

1 shall include matters relating to both the physical and legal
2 effects and ramifications of drug and substance abuse, shall be
3 integrated into existing curricula; and the State Board of
4 Education shall develop and make available to all elementary
5 and secondary schools in this State instructional materials and
6 guidelines which will assist the schools in incorporating the
7 instruction into their existing curricula. In addition, school
8 districts may offer, as part of existing curricula during the
9 school day or as part of an after school program, support
10 services and instruction for pupils or pupils whose parent,
11 parents, or guardians are chemically dependent.

12 (Source: P.A. 97-1147, eff. 1-24-13; 98-190, eff. 8-6-13;
13 98-441, eff. 1-1-14; 98-632, eff. 7-1-14; 98-756, eff.
14 7-16-14.)

15 (Text of Section after amendment by P.A. 101-305)

16 Sec. 3. Comprehensive Health Education Program. The
17 program established under this Act shall include, but not be
18 limited to, the following major educational areas as a basis
19 for curricula in all elementary and secondary schools in this
20 State: human ecology and health;~~i~~ human growth and
21 development;~~i~~ the emotional, psychological, physiological,
22 hygienic~~l~~ and social responsibilities of family life,
23 including sexual abstinence until marriage; ~~the~~ prevention
24 and control of disease, including instruction in grades 6
25 through 12 on the prevention, transmission~~l~~ and spread of

1 AIDS; age-appropriate sexual abuse and assault awareness and
2 prevention education in grades pre-kindergarten through 12;
3 public and environmental health; consumer health; safety
4 education and disaster survival; mental health and illness;
5 personal health habits; alcohol and drug use and abuse,
6 including the medical and legal ramifications of alcohol, drug,
7 and tobacco use; abuse during pregnancy; evidence-based and
8 medically accurate information regarding sexual abstinence;
9 tobacco and e-cigarettes and other vapor devices; nutrition;
10 and dental health. The instruction on mental health and illness
11 must evaluate the multiple dimensions of health by reviewing
12 the relationship between physical and mental health so as to
13 enhance student understanding, attitudes, and behaviors that
14 promote health, well-being, and human dignity. The program
15 shall also provide course material and instruction to advise
16 pupils of the Abandoned Newborn Infant Protection Act. The
17 program shall include information about cancer, including
18 without limitation types of cancer, signs and symptoms, risk
19 factors, the importance of early prevention and detection, and
20 information on where to go for help. Notwithstanding the above
21 educational areas, the following areas may also be included as
22 a basis for curricula in all elementary and secondary schools
23 in this State: basic first aid (including, but not limited to,
24 cardiopulmonary resuscitation and the Heimlich maneuver),
25 heart disease, diabetes, stroke, the prevention of child abuse,
26 neglect, and suicide, and teen dating violence in grades 7

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16 instruction into their existing curricula. In addition, school
17 districts may offer, as part of existing curricula during the
18 school day or as part of an after school program, support
19 services and instruction for pupils or pupils whose parent,
20 parents, or guardians are chemically dependent.

21 (Source: P.A. 101-305, eff. 1-1-20.)

22 Section 95. No acceleration or delay. Where this Act makes
23 changes in a statute that is represented in this Act by text
24 that is not yet or no longer in effect (for example, a Section
25 represented by multiple versions), the use of that text does

1 not accelerate or delay the taking effect of (i) the changes
2 made by this Act or (ii) provisions derived from any other
3 Public Act.

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.