



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5910

Introduced 2/10/2010, by Rep. Mary E. Flowers

SYNOPSIS AS INTRODUCED:

105 ILCS 110/3
30 ILCS 805/8.34 new

Amends the Critical Health Problems and Comprehensive Health Education Act. Requires a comprehensive health education program to include instruction in secondary schools on clinical depression and suicide prevention. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB096 20711 MJR 36438 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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

1 during pregnancy, sexual abstinence until marriage, tobacco,
2 nutrition, and dental health. The program shall also provide
3 course material and instruction to advise pupils of the
4 Abandoned Newborn Infant Protection Act. The program shall
5 include information about cancer, including without limitation
6 types of cancer, signs and symptoms, risk factors, the
7 importance of early prevention and detection, and information
8 on where to go for help. Notwithstanding the above educational
9 areas, the following areas may also be included as a basis for
10 curricula in all elementary and secondary schools in this
11 State: basic first aid (including, but not limited to,
12 cardiopulmonary resuscitation and the Heimlich maneuver),
13 heart disease, diabetes, stroke, the prevention of child abuse,
14 neglect, and suicide, and teen dating violence in grades 8
15 through 12.

16 The school board of each public elementary and secondary
17 school in the State shall encourage all teachers and other
18 school personnel to acquire, develop, and maintain the
19 knowledge and skills necessary to properly administer
20 life-saving techniques, including without limitation the
21 Heimlich maneuver and rescue breathing. The training shall be
22 in accordance with standards of the American Red Cross, the
23 American Heart Association, or another nationally recognized
24 certifying organization. A school board may use the services of
25 non-governmental entities whose personnel have expertise in
26 life-saving techniques to instruct teachers and other school

1 personnel in these techniques. Each school board is encouraged
2 to have in its employ, or on its volunteer staff, at least one
3 person who is certified, by the American Red Cross or by
4 another qualified certifying agency, as qualified to
5 administer first aid and cardiopulmonary resuscitation. In
6 addition, each school board is authorized to allocate
7 appropriate portions of its institute or inservice days to
8 conduct training programs for teachers and other school
9 personnel who have expressed an interest in becoming qualified
10 to administer emergency first aid or cardiopulmonary
11 resuscitation. School boards are urged to encourage their
12 teachers and other school personnel who coach school athletic
13 programs and other extracurricular school activities to
14 acquire, develop, and maintain the knowledge and skills
15 necessary to properly administer first aid and cardiopulmonary
16 resuscitation in accordance with standards and requirements
17 established by the American Red Cross or another qualified
18 certifying agency. Subject to appropriation, the State Board of
19 Education shall establish and administer a matching grant
20 program to pay for half of the cost that a school district
21 incurs in training those teachers and other school personnel
22 who express an interest in becoming qualified to administer
23 cardiopulmonary resuscitation (which training must be in
24 accordance with standards of the American Red Cross, the
25 American Heart Association, or another nationally recognized
26 certifying organization) or in learning how to use an automated

1 external defibrillator. A school district that applies for a
2 grant must demonstrate that it has funds to pay half of the
3 cost of the training for which matching grant money is sought.
4 The State Board of Education shall award the grants on a
5 first-come, first-serve basis.

6 No pupil shall be required to take or participate in any
7 class or course on AIDS or family life instruction if his
8 parent or guardian submits written objection thereto, and
9 refusal to take or participate in the course or program shall
10 not be reason for suspension or expulsion of the pupil.

11 Curricula developed under programs established in
12 accordance with this Act in the major educational area of
13 alcohol and drug use and abuse shall include classroom
14 instruction in grades 5 through 12. The instruction, which
15 shall include matters relating to both the physical and legal
16 effects and ramifications of drug and substance abuse, shall be
17 integrated into existing curricula; and the State Board of
18 Education shall develop and make available to all elementary
19 and secondary schools in this State instructional materials and
20 guidelines which will assist the schools in incorporating the
21 instruction into their existing curricula. In addition, school
22 districts may offer, as part of existing curricula during the
23 school day or as part of an after school program, support
24 services and instruction for pupils or pupils whose parent,
25 parents, or guardians are chemically dependent.

26 (Source: P.A. 95-43, eff. 1-1-08; 95-764, eff. 1-1-09; 96-128,

1 eff. 1-1-10; 96-328, eff. 8-11-09; 96-383, eff. 1-1-10; revised
2 9-25-09.)

3 Section 90. The State Mandates Act is amended by adding
4 Section 8.34 as follows:

5 (30 ILCS 805/8.34 new)

6 Sec. 8.34. Exempt mandate. Notwithstanding Sections 6 and 8
7 of this Act, no reimbursement by the State is required for the
8 implementation of any mandate created by this amendatory Act of
9 the 96th General Assembly.

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.