

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Natalie M. Higgins and Jack Patrick Lewis

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 empowering Massachusetts students to end sexual violence.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>	<i>1/29/2021</i>

HOUSE No.

[Pin Slip]

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 484 OF 2019-2020.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

An Act relative to empowering Massachusetts students to end sexual violence.

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. The Department of Elementary and Secondary Education, in consultation
2 with the Department of Public Health, must assist districts and charter schools in developing and
3 implementing a consent program to prevent and reduce the incidence of sexual assault. Each
4 district must have an evidence-based, multiple-session program that includes age-appropriate
5 instruction on consent in grades K-12.

6 SECTION 2. "Consent" as used in this section means affirmative, conscious, and
7 voluntary agreement to engage in sexual activity. It is a responsibility of each person involved in
8 sexual activity to ensure that the other or others consent to engage in the sexual activity. Lack of
9 protest or resistance does not mean consent. Consent must be ongoing throughout a sexual
10 activity and can be revoked at any time. The existence of a dating relationship between the

- 11 persons involved, or the fact of past sexual relations between them, should never by itself be
- 12 assumed to be an indicator of consent.