

1 ENGROSSED HOUSE
2 BILL NO. 1518

By: Inman and Kern of the House

3 and

4 Reynolds of the Senate

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6
7 An Act relating to schools; amending Section 1,
8 Chapter 29, O.S.L. 2005, as last amended by Section
9 1, Chapter 117, O.S.L. 2008 (70 O.S. Supp. 2008,
10 Section 11-103.9), which relates to physical
11 education program requirements; deleting obsolete
12 language; allowing school districts to exclude
13 certain students from physical education or exercise
14 programs requirements; providing an effective date;
15 and declaring an emergency.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. AMENDATORY Section 1, Chapter 29, O.S.L.
18 2005, as last amended by Section 1, Chapter 117, O.S.L. 2008 (70
19 O.S. Supp. 2008, Section 11-103.9), is amended to read as follows:

20 Section 11-103.9. A. ~~Beginning with the 2006-2007 school year~~
21 Except as otherwise provided for in this section, the State Board of
22 Education shall require, as a condition of accreditation, that
23 school districts provide to all students physical education programs
24 which may include athletics.

B. ~~Beginning with the 2006-2007 school year, the~~ The Board
shall require, as a condition of accreditation, that public

1 elementary schools provide instruction, for students in full-day
2 kindergarten and grades one through five, in physical education or
3 exercise programs for a minimum of an average of sixty (60) minutes
4 each week. The time students participate in recess shall not be
5 counted toward the sixty-minutes-per-week physical education
6 requirement. Schools may exclude from participation in the physical
7 education or exercise programs required in this subsection those
8 students who have been placed into an in-house suspension or
9 detention class or placement or those students who are under an in-
10 school restriction or are subject to an administrative disciplinary
11 action.

12 C. ~~Beginning with the 2008-2009 school year, the~~ The Board
13 shall require, as a condition of accreditation, that public
14 elementary schools provide to students in full-day kindergarten and
15 grades one through five, in addition to the requirements set forth
16 in subsection B of this section, an average of sixty (60) minutes
17 each week of physical activity, which may include, but not be
18 limited to, physical education, exercise programs, fitness breaks,
19 recess, and classroom activities, and wellness and nutrition
20 education. Each school district board of education shall determine
21 the specific activities and means of compliance with the provisions
22 of this subsection, giving consideration to the recommendations of
23 each school's Healthy and Fit Schools Advisory Committee as

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1 submitted to the school principal pursuant to the provisions of
2 Section 24-100a of this title.

3 D. The Board shall disseminate information to each school
4 district on the benefits of physical education programs and shall
5 strongly encourage districts to provide physical education
6 instruction to students in grades six through twelve. The Board
7 shall also strongly encourage school districts to incorporate
8 physical activity into the school day by providing to students in
9 full-day kindergarten and grades one through five at least a twenty-
10 minute daily recess, which shall be in addition to the sixty (60)
11 minutes of physical education as required by subsection B of this
12 section, and by allowing all students brief physical activity breaks
13 throughout the day, physical activity clubs, and special events.

14 E. School districts shall provide to parents or guardians of
15 students a physical activity report. The report shall be provided
16 to parents and guardians at least annually and shall include:

17 1. A summary on how physical activity is being incorporated
18 into the school day;

19 2. A summary of the types of physical activities the students
20 are exposed to in the physical education programs;

21 3. Suggestions on monitoring the physical activity progress of
22 a child and how to encourage regular participation in physical
23 activity; and

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1 4. Information on the benefits of physical education and
2 physical activity.

3 F. Instruction in physical education required in this section
4 shall be aligned with the Priority Academic Student Skills as
5 adopted by the Board.

6 G. The Board shall adopt rules to implement the provisions of
7 this section.

8 SECTION 2. This act shall become effective July 1, 2009.

9 SECTION 3. It being immediately necessary for the preservation
10 of the public peace, health and safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

13 Passed the House of Representatives the 26th day of February,
14 2009.

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Presiding Officer of the House of
Representatives

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19 Passed the Senate the ____ day of _____, 2009.

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Presiding Officer of the Senate

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