

ENROLLED HOUSE
BILL NO. 1518

By: Inman and Kern of the House

and

Reynolds of the Senate

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

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

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

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

B. ~~Beginning with the 2006-2007 school year,~~ The Board shall require, as a condition of accreditation, that public elementary schools provide instruction, for students in full-day kindergarten and grades one through five, in physical education or exercise programs for a minimum of an average of sixty (60) minutes each week. The time students participate in recess shall not be counted toward the sixty-minutes-per-week physical education requirement. Schools may exclude from participation in the physical

education or exercise programs required in this subsection those students who have been placed into an in-house suspension or detention class or placement or those students who are under an in-school restriction or are subject to an administrative disciplinary action.

C. ~~Beginning with the 2008-2009 school year, the~~ The Board shall require, as a condition of accreditation, that public elementary schools provide to students in full-day kindergarten and grades one through five, in addition to the requirements set forth in subsection B of this section, an average of sixty (60) minutes each week of physical activity, which may include, but not be limited to, physical education, exercise programs, fitness breaks, recess, and classroom activities, and wellness and nutrition education. Each school district board of education shall determine the specific activities and means of compliance with the provisions of this subsection, giving consideration to the recommendations of each school's Healthy and Fit Schools Advisory Committee as submitted to the school principal pursuant to the provisions of Section 24-100a of this title.

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

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

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

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

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

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

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

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

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

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

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

Presiding Officer of the House of
Representatives

Passed the Senate the 8th day of April, 2009.

Presiding Officer of the Senate