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THE STATE SENATE  
Monday, February 22, 2010

Senate Bill No. 1876

SENATE BILL NO. 1876 - By: Coates and Johnson (Constance) of the Senate and Hickman of the House.

An Act relating to schools; amending Section 1, Chapter 29, O.S.L. 2005, as last amended by Section 1, Chapter 83, O.S.L. 2009 (70 O.S. Supp. 2009, Section 11-103.9), which relates to physical education programs; specifying certain components to be included in physical education curriculum; requiring State Board of Education to include certain knowledge and skills in Priority Academic Student Skills for physical education; and providing an effective date.

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 83, O.S.L. 2009 (70 O.S. Supp. 2009, Section 11-103.9), is amended to read as follows:

Section 11-103.9 A. 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. 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

1 education requirement. Schools may exclude from participation in  
2 the physical education or exercise programs required in this  
3 subsection those students who have been placed into an in-house  
4 suspension or detention class or placement or those students who are  
5 under an in-school restriction or are subject to an administrative  
6 disciplinary action.

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

20 D. The Board shall disseminate information to each school  
21 district on the benefits of physical education programs and shall  
22 strongly encourage districts to provide physical education  
23 instruction to students in grades six through twelve. The Board

1 shall also strongly encourage school districts to incorporate  
2 physical activity into the school day by providing to students in  
3 full-day kindergarten and grades one through five at least a twenty-  
4 minute daily recess, which shall be in addition to the sixty (60)  
5 minutes of physical education as required by subsection B of this  
6 section, and by allowing all students brief physical activity breaks  
7 throughout the day, physical activity clubs, and special events.

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

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

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

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

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

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

1       G. The physical education curriculum shall be sequential,  
2 developmentally appropriate, and designed, implemented, and  
3 evaluated to enable students to develop the motor, self-management,  
4 and other skills, knowledge, attitudes, and confidence necessary to  
5 participate in physical activity throughout life. Each school  
6 district shall establish specific objectives and goals the district  
7 intends to accomplish through the physical education curriculum.

8       H. In identifying the essential knowledge and skills, the State  
9 Board of Education shall ensure that the Priority Academic Student  
10 Skills for physical education:

11       1. Emphasizes the knowledge and skills capable of being used  
12 during a lifetime of regular physical activity;

13       2. Is consistent with national physical education standards  
14 for:

15           a. the information that students should learn about  
16 physical activity, and

17           b. the physical activities that students should be able  
18 to perform;

19       3. Requires that, on a weekly basis, at least fifty percent  
20 (50%) of the physical education class be used for actual student  
21 physical activity and that the activity be, to the extent  
22 practicable, at a moderate or vigorous level;

1        4. Offers students an opportunity to choose among many types of  
2 physical activity in which to participate;

3        5. Offers students both cooperative and competitive games;

4        6. Meets the needs of students of all physical ability levels,  
5 including students who have a disability, chronic health problem, or  
6 other special need that precludes the student from participating in  
7 regular physical education instruction but who might be able to  
8 participate in physical education that is suitably adapted and, if  
9 applicable, included in the student's individualized education  
10 program;

11       7. Takes into account the effect that gender and cultural  
12 differences might have on the degree of student interest in physical  
13 activity or on the types of physical activity in which a student is  
14 interested;

15       8. Teaches self-management and movement skills;

16       9. Teaches cooperation, fair play, and responsible  
17 participation in physical activity;

18       10. Promotes student participation in physical activity outside  
19 of school; and

20       11. Allows physical education classes to be an enjoyable  
21 experience for students.

22       I. The Board shall adopt rules to implement the provisions of  
23 this section.

1           SECTION 2.   This act shall become effective November 1, 2010.  
2   COMMITTEE REPORT BY: COMMITTEE ON HEALTH & HUMAN SERVICES, dated  
3   2-18-10 - DO PASS, As Coauthored.