

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 HOUSE BILL 2722

By: Virgin

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 11-103.9, as amended by Section 5, Chapter
9 430, O.S.L. 2014 (70 O.S. Supp. 2015, Section 11-
10 103.9), which relates to physical education programs
11 required for accreditation; requiring school district
12 to complete self-assessments on physical education
13 and best practices for each physical education
14 assessed; requiring certain report to be made
15 available on certain website; adding requirements to
16 include in report; and providing an effective date.

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

18 SECTION 1. AMENDATORY 70 O.S. 2011, Section 11-103.9, as
19 amended by Section 5, Chapter 430, O.S.L. 2014 (70 O.S. Supp. 2015,
20 Section 11-103.9), is amended to read as follows:

21 Section 11-103.9 A. Except as otherwise provided for in this
22 section, the State Board of Education shall require, as a condition
23 of accreditation, that school districts provide to all students
24 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

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

11 C. The Board shall require, as a condition of accreditation,
12 that public elementary schools provide to students in full-day
13 kindergarten and grades one through five, in addition to the
14 requirements set forth in subsection B of this section, an average
15 of sixty (60) minutes each week of physical activity, which may
16 include, but not be limited to, physical education, exercise
17 programs, fitness breaks, recess, and classroom activities, and
18 wellness and nutrition education. Each school district board of
19 education shall determine the specific activities and means of
20 compliance with the provisions of this subsection, giving
21 consideration to the recommendations of each school's Healthy and
22 Fit School Advisory Committee as submitted to the school principal
23 pursuant to the provisions of Section 24-100a of this title.
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1 D. The Board shall disseminate information to each school
2 district on the benefits of physical education programs and shall
3 strongly encourage districts to provide physical education
4 instruction to students in grades six through twelve. The Board
5 shall also strongly encourage school districts to incorporate
6 physical activity into the school day by providing to students in
7 full-day kindergarten and grades one through five at least a twenty-
8 minute daily recess, which shall be in addition to the sixty (60)
9 minutes of physical education as required by subsection B of this
10 section, and by allowing all students brief physical activity breaks
11 throughout the day, physical activity clubs, and special events.

12 E. School districts shall complete comprehensive self-
13 assessments on their physical education and best practices for each
14 physical education measure assessed, and provide to parents or
15 guardians of students a physical activity report. The report shall
16 be provided to parents and guardians at least annually and made
17 available to the public in an easy-to-access form on the State
18 Department of Education's website and shall include:

19 1. The amount of physical education offered in elementary,
20 middle and high schools by days, class period and minutes per week,
21 as well as the number of students enrolled in physical education
22 classes compared to the overall enrollment;

23 2. Whether physical education is a requirement for graduation;
24

1 3. Whether the school district is using a planned K-12
2 sequential physical education curriculum that adheres to national
3 and state standards for physical education and whether the
4 curriculum is systematically reviewed and updated;

5 4. How many of the school district's physical education
6 teachers are licensed, certified or endorsed by an accredited
7 teacher preparation program to teach physical education as well as
8 the number of physical education teachers currently seeking licenses
9 or certifications and the progress of those candidates;

10 5. Whether physical education programs have appropriate
11 equipment and adequate facilities for students to engage in the
12 recommended amount and intensity of physical activity;

13 6. Whether modification or adaptations allow physical education
14 courses to meet the needs of students with disabilities, instead of
15 offering waivers to students with disabilities;

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

18 ~~2.~~ 8. A summary of the types of physical activities the
19 students are exposed to in the physical education programs;

20 ~~3.~~ 9. Suggestions on monitoring the physical activity progress
21 of a child and how to encourage regular participation in physical
22 activity; and

23 ~~4.~~ 10. Information on the benefits of physical education and
24 physical activity.

1 F. Instruction in physical education required in this section
2 shall be aligned with the subject matter standards as adopted by the
3 Board.

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

11 H. In identifying the essential knowledge and skills, the State
12 Board of Education shall ensure that the subject matter standards
13 for physical education:

14 1. Emphasize the knowledge and skills capable of being used
15 during a lifetime of regular physical activity;

16 2. Are consistent with national physical education standards
17 for:

18 a. the information that students should learn about
19 physical activity, and

20 b. the physical activities that students should be able
21 to perform;

22 3. Require that, on a weekly basis, at least fifty percent
23 (50%) of the physical education class be used for actual student
24

1 physical activity and that the activity be, to the extent
2 practicable, at a moderate or vigorous level;

3 4. Offer students an opportunity to choose among many types of
4 physical activity in which to participate;

5 5. Offer students both cooperative and competitive games;

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

13 7. Teach self-management and movement skills;

14 8. Teach cooperation, fair play, and responsible participation
15 in physical activity;

16 9. Promote student participation in physical activity outside
17 of school; and

18 10. Allow physical education classes to be an enjoyable
19 experience for students.

20 I. The Board shall adopt rules to implement the provisions of
21 this section.

22 SECTION 2. This act shall become effective November 1, 2016.