

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2386 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Danny Sterling

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

PROPOSED COMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 2386

By: Sterling

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to schools; amending 70 O.S. 2011, Section 11-103.9, as last amended by Section 1, Chapter 50, O.S.L. 2019 (70 O.S. Supp. 2020, Section 11-103.9), which relates to physical education; modifying physical education requirements for elementary students; requiring physical education instruction for students in grades six through twelve; striking permissive language; and providing an effective date.

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

SECTION 1. AMENDATORY 70 O.S. 2011, Section 11-103.9, as last amended by Section 1, Chapter 50, O.S.L. 2019 (70 O.S. Supp. 2020, 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

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)~~ thirty (30) minutes each ~~week~~ day. The time students
4 participate in recess shall not be counted toward the ~~sixty minutes~~
5 ~~per week~~ daily thirty-minute physical education requirement.

6 Schools may exclude from participation in the physical education or
7 exercise programs required in this subsection those students who
8 have been placed into an in-house suspension or detention class or
9 placement or those students who are under an in-school restriction
10 or are subject to an administrative 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.

1 D. The Board shall require, as a condition of accreditation,
2 that public schools provide instruction, for students in grades six
3 through twelve, in physical education or exercise programs for a
4 minimum of an average of forty-five (45) minutes each day. The time
5 students participate in recess shall not be counted toward the daily
6 forty-five-minute physical education requirement. Schools may
7 exclude from participation in the physical education or exercise
8 programs required in this subsection those students who have been
9 placed into an in-house suspension or detention class or placement
10 or those students who are under an in-school restriction or are
11 subject to an administrative disciplinary action.

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

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

4 ~~F.~~ 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 ~~G.~~ H. In identifying the essential knowledge and skills, the
12 State Board of Education shall ensure that the subject matter
13 standards 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
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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 ~~H.~~ I. The Board shall adopt rules to implement the provisions
21 of this section.

22 SECTION 2. This act shall become effective November 1, 2021.

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24 58-1-7600 EK 02/18/21

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