

By the Committees on Education Appropriations; Education; and Senators Margolis, Bullard, Bennett, Diaz de la Portilla, Lynn, Argenziano, Jones and Constantine

602-2219-05

1 A bill to be entitled

2 An act relating to education; amending s.

3 1003.455, F.S.; requiring each school district

4 to submit a copy of its wellness policy to the

5 Department of Education; requiring the

6 department to post each policy on its website;

7 encouraging each school district to review its

8 level of participation and evaluate the success

9 of its wellness programs; encouraging school

10 districts to solicit public input regarding

11 their policies on nutritional offerings and

12 wellness plans; requiring the department to

13 evaluate the extent to which certain standards

14 in the arts are being taught in each school

15 district; providing requirements for the

16 evaluation; requiring results of such

17 evaluation to be reported to the Governor and

18 the Legislature; requiring certain public high

19 schools to have a defibrillator on the school

20 grounds; encouraging public and private

21 partnerships to cover the costs associated with

22 the defibrillator; encouraging school boards to

23 review research with regard to how physical

24 movement can enhance learning in academic

25 subjects; requiring certain content to be

26 included in staff development of physical

27 education and arts instructors; providing an

28 effective date.

29

30 Be It Enacted by the Legislature of the State of Florida:

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1 Section 1. Subsections (4), (5), and (6) are added to
2 section 1003.455, Florida Statutes, to read:

3 1003.455 Physical education; assessment.--

4 (4) By September 1, 2006, each school district shall
5 submit to the Department of Education a copy of the wellness
6 policy required by the Child Nutrition and WIC Reauthorization
7 Act of 2004. The department shall post the policies on the
8 department website so that they may be reviewed and shared.

9 (5) By January 1, 2006, each school district is
10 encouraged to review the level of participation and evaluate
11 the success of the wellness programs throughout the district
12 in each school setting.

13 (6) School districts are encouraged to regularly
14 solicit public input regarding their policies on school
15 nutritional offerings and wellness plans to ensure that the
16 policies meet the intent and spirit of the law, applicable
17 rules, and Sunshine State Standards and reflect the local
18 community's expectations and needs.

19 Section 2. The Department of Education shall evaluate
20 the extent to which the Sunshine State Standards in the arts
21 are being taught in each school district in kindergarten
22 through grade 12. The evaluation shall include an analysis of
23 student FCAT achievement levels compared to Sunshine State
24 Standards arts instruction and enrollment in art courses. The
25 results of this evaluation shall be provided to the Governor,
26 the President of the Senate, and the Speaker of the House of
27 Representatives by December 1, 2005.

28 Section 3. Each public high school that has athletic
29 facilities or participates in interscholastic sports shall
30 have an operational defibrillator on the high school grounds.
31 Public and private partnerships are encouraged to cover the

1 cost associated with purchase, placement, and training on the
2 use of the defibrillator.

3 Section 4. Staff Development.--School boards are
4 encouraged to review the research and best practices regarding
5 how planned physical movement can foster enhanced learning in
6 academic subjects. Staff development for physical education
7 instructors and arts instructors must include content related
8 to an integrated curriculum, particularly in the areas of
9 reading, mathematics, arts, fitness-based instruction, and the
10 connection between movement and learning.

11 Section 5. This act shall take effect upon becoming a
12 law.

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14 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
15 COMMITTEE SUBSTITUTE FOR
16 CS for Senate Bill 126

17 The committee substitute deletes the requirements for district
18 school boards to develop a performing and fine arts program,
19 establish related policies, and appoint a performing and fine
20 arts coordinator and a physical education coordinator.

21 The committee substitute requires each school district to
22 submit to the Department of Education a copy of the wellness
23 policy required by the federal Child Nutrition and WIC
24 Reauthorization Act of 2004.

25 The committee substitute encourages school districts to
26 evaluate the success of wellness programs and the level of
27 participation in each school setting; solicit public input on
28 school nutritional offerings and wellness plans; and review
29 the research and best practices on how planned physical
30 movement can foster enhanced learning in academic subjects.

31 The Department of Education must meet requirements, including
posting school district wellness policies on the DOE's
website, evaluating the extent to which the Sunshine State
Standards in the arts are being taught, and providing the
evaluation results to the Legislature and the Governor.

The committee substitute also requires an operational
defibrillator on the grounds of each public high school that
has athletic facilities or that participates in
interscholastic sports, and staff development for instructors
in physical education and the arts.