

Bill No. SB 2602

Barcode 815254

CHAMBER ACTION

Senate

House

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The Committee on Education (Baker) recommended the following amendment:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause

and insert:

Section 1. Section 1003.453, Florida Statutes, is created to read:

1003.453 School wellness and physical education policies; nutrition guidelines.--

(1) By September 1, 2006, each school district shall submit to the Department of Education a copy of its school wellness policy as required by the Child Nutrition and WIC Reauthorization Act of 2004 and a copy of its physical education policy required under s. 1003.455. Each school district shall annually review its school wellness policy and physical education policy and provide a procedure for public input and revisions. In addition, each school district shall send an updated copy of its wellness policy and physical education policy to the department when a change or revision

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1 is made.

2       (2) By December 1, 2006, the department shall post  
3 links to each school district's school wellness policy and  
4 physical education policy on its website so that the policies  
5 can be accessed and reviewed by the public. Each school  
6 district shall provide the most current versions of its school  
7 wellness policy and physical education policy on the  
8 district's website.

9       (3) By December 1, 2006, the department must provide  
10 on its website links to resources that include information  
11 regarding:

12       (a) Classroom instruction on the benefits of exercise  
13 and healthful eating.

14       (b) Classroom instruction on the health hazards of  
15 using tobacco and being exposed to tobacco smoke.

16       (c) The eight components of a coordinated school  
17 health program, including health education, physical  
18 education, health services, and nutrition services.

19       (d) The core measures for school health and wellness,  
20 such as the School Health Index.

21       (e) Access for each student to the nutritional content  
22 of foods and beverages and to healthful food choices in  
23 accordance with the dietary guidelines of the United States  
24 Department of Agriculture.

25       (f) Multiple examples of school wellness policies for  
26 school districts.

27       (g) Examples of wellness classes that provide  
28 nutrition education for teachers and school support staff,  
29 including encouragement to provide classes that are taught by  
30 a licensed nutrition professional from the school nutrition  
31 department.

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1       (4) School districts are encouraged to provide basic  
 2 training in first aid, including cardiopulmonary  
 3 resuscitation, for all students, beginning in grade 6 and  
 4 every 2 years thereafter. Private and public partnerships for  
 5 providing training or necessary funding are encouraged.

6           Section 2. Section 1003.455, Florida Statutes, is  
 7 amended to read:

8           1003.455 Physical education; assessment.--

9           (1) It is the responsibility of each district school  
 10 board to develop a physical education program that stresses  
 11 physical fitness and encourages healthful ~~healthy~~, active  
 12 lifestyles and to encourage all students in prekindergarten  
 13 through grade 12 to participate in physical education.  
 14 Physical education shall consist of physical activities of at  
 15 least a moderate intensity level and for a duration sufficient  
 16 to provide a significant health benefit to students, subject  
 17 to the differing capabilities of students. All physical  
 18 education programs and curricula must be reviewed by a  
 19 certified physical education instructor.

20           (2) Each district school board shall, ~~no later than~~  
 21 ~~December 1, 2004,~~ adopt a written physical education policy  
 22 that details the school district's physical education program  
 23 and expected program outcomes. ~~Each district school board~~  
 24 ~~shall provide a copy of its written policy to the Department~~  
 25 ~~of Education by December 15, 2004.~~

26           (3) Each district school board is encouraged to  
 27 provide 150 minutes of physical education each week for  
 28 students in kindergarten through grade 5 and 225 minutes each  
 29 week for students in grades 6 through 8. Any district that  
 30 ~~does not adopt a physical education policy by December 1,~~  
 31 ~~2004, shall, at a minimum, implement a mandatory physical~~

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1 ~~education program for kindergarten through grade 5 which~~  
2 ~~provides students with 30 minutes of physical education each~~  
3 ~~day, 3 days a week.~~

4 Section 3. Subsections (2) and (5) of section  
5 381.0056, Florida Statutes, are amended to read:

6 381.0056 School health services program.--

7 (2) The Legislature finds that health services  
8 conducted as a part of the total school health program should  
9 be carried out to appraise, protect, and promote the health of  
10 students. School health services supplement, rather than  
11 replace, parental responsibility and are designed to encourage  
12 parents to devote attention to child health, to discover  
13 health problems, and to encourage use of the services of their  
14 physicians, dentists, and community health agencies. Each  
15 school shall annually provide all parents and guardians with  
16 information on ways that they can help their children to be  
17 physically active and to eat healthful foods.

18 (5)(a) Each county health department shall develop,  
19 jointly with the district school board and the local school  
20 health advisory committee, a school health services plan; and  
21 the plan must ~~shall~~ include, at a minimum, provisions for:

- 22 1.(a) Health appraisal;
- 23 2.(b) Records review;
- 24 3.(c) Nurse assessment;
- 25 4.(d) Nutrition assessment;
- 26 5.(e) A preventive dental program;
- 27 6.(f) Vision screening;
- 28 7.(g) Hearing screening;
- 29 8.(h) Scoliosis screening;
- 30 9.(i) Growth and development screening;
- 31 10.(j) Health counseling;

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1           ~~11.(k)~~ Referral and followup of suspected or confirmed  
2 health problems by the local county health department;

3           ~~12.(l)~~ Meeting emergency health needs in each school;

4           ~~13.(m)~~ County health department personnel to assist  
5 school personnel in health education curriculum development;

6           ~~14.(n)~~ Referral of students to appropriate health  
7 treatment, in cooperation with the private health community  
8 whenever possible;

9           ~~15.(o)~~ Consultation with a student's parent or  
10 guardian regarding the need for health attention by the family  
11 physician, dentist, or other specialist when definitive  
12 diagnosis or treatment is indicated;

13           ~~16.(p)~~ Maintenance of records on incidents of health  
14 problems, corrective measures taken, and such other  
15 information as may be needed to plan and evaluate health  
16 programs; except, however, that provisions in the plan for  
17 maintenance of health records of individual students must be  
18 in accordance with s. 1002.22;

19           ~~17.(q)~~ Health information which will be provided by  
20 the school health nurses, when necessary, regarding the  
21 placement of students in exceptional student programs and the  
22 reevaluation at periodic intervals of students placed in such  
23 programs; and

24           ~~18.(r)~~ Notification to the local nonpublic schools of  
25 the school health services program and the opportunity for  
26 representatives of the local nonpublic schools to participate  
27 in the development of the cooperative health services plan.

28           (b) Each school health advisory committee must, at a  
29 minimum, include members who represent the eight component  
30 areas of the Coordinated School Health model as defined by the  
31 Centers for Disease Control and Prevention. School health

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1 advisory committees are encouraged to address the eight  
 2 components of the Coordinated School Health model in the  
 3 school district's school wellness policy pursuant to s.  
 4 1003.453.

5 Section 4. This act shall take effect July 1, 2006.

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8 ===== T I T L E A M E N D M E N T =====

9 And the title is amended as follows:

10 Delete everything before the enacting clause

11

12 and insert:

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A bill to be entitled

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An act relating to health-related education in  
 the public schools; creating s. 1003.453, F.S.;  
 requiring each school district to submit to the  
 Department of Education, by a specified  
 deadline, copies of the district's school  
 wellness policy and physical education policy;  
 requiring the school district to review those  
 policies annually; requiring the department and  
 school districts to post links to those  
 policies on their websites; requiring the  
 department to provide website links to certain  
 resources and prescribing the types of  
 information those resources must provide;  
 encouraging school districts to provide basic  
 training in first aid to students in certain  
 grade levels; amending s. 1003.455, F.S.;  
 requiring that school district physical  
 education programs and curricula be reviewed by

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1 a certified physical education instructor;  
2 encouraging school districts to provide  
3 physical education for a specified amount of  
4 time; deleting obsolete language; amending s.  
5 381.0056, F.S., the "School Health Services  
6 Act"; requiring schools to annually provide  
7 certain information to students' parents and  
8 guardians; providing requirements relating to  
9 membership of school health advisory  
10 committees; encouraging the committees to  
11 address specified matters; providing an  
12 effective date.

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