

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

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

5 1003.453 School wellness and physical education
6 policies; nutrition guidelines.--

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

18 (2) By December 1, 2006, the department shall post
19 links to each school district's school wellness policy and
20 physical education policy on its website so that the policies
21 can be accessed and reviewed by the public. Each school
22 district shall provide the most current versions of its school
23 wellness policy and physical education policy on the
24 district's website.

25 (3) By December 1, 2006, the department must provide
26 on its website links to resources that include information
27 regarding:

28 (a) Classroom instruction on the benefits of exercise
29 and healthful eating.

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

1 (c) The eight components of a coordinated school
2 health program, including health education, physical
3 education, health services, and nutrition services.

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

6 (e) Access for each student to the nutritional content
7 of foods and beverages and to healthful food choices in
8 accordance with the dietary guidelines of the United States
9 Department of Agriculture.

10 (f) Multiple examples of school wellness policies for
11 school districts.

12 (g) Examples of wellness classes that provide
13 nutrition education for teachers and school support staff,
14 including encouragement to provide classes that are taught by
15 a licensed nutrition professional from the school nutrition
16 department.

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

22 Section 2. Section 1003.455, Florida Statutes, is
23 amended to read:

24 1003.455 Physical education; assessment.--

25 (1) It is the responsibility of each district school
26 board to develop a physical education program that stresses
27 physical fitness and encourages healthful ~~healthy~~, active
28 lifestyles and to encourage all students in prekindergarten
29 through grade 12 to participate in physical education.
30 Physical education shall consist of physical activities of at
31 least a moderate intensity level and for a duration sufficient

1 to provide a significant health benefit to students, subject
2 to the differing capabilities of students. All physical
3 education programs and curricula must be reviewed by a
4 certified physical education instructor.

5 (2) Each district school board shall, ~~no later than~~
6 ~~December 1, 2004,~~ adopt a written physical education policy
7 that details the school district's physical education program
8 and expected program outcomes. ~~Each district school board~~
9 ~~shall provide a copy of its written policy to the Department~~
10 ~~of Education by December 15, 2004.~~

11 (3) Each district school board is encouraged to
12 provide 150 minutes of physical education each week for
13 students in kindergarten through grade 5 and 225 minutes each
14 week for students in grades 6 through 8. Any district that
15 ~~does not adopt a physical education policy by December 1,~~
16 ~~2004, shall, at a minimum, implement a mandatory physical~~
17 ~~education program for kindergarten through grade 5 which~~
18 ~~provides students with 30 minutes of physical education each~~
19 ~~day, 3 days a week.~~

20 Section 3. Subsections (2) and (5) of section
21 381.0056, Florida Statutes, are amended to read:

22 381.0056 School health services program.--

23 (2) The Legislature finds that health services
24 conducted as a part of the total school health program should
25 be carried out to appraise, protect, and promote the health of
26 students. School health services supplement, rather than
27 replace, parental responsibility and are designed to encourage
28 parents to devote attention to child health, to discover
29 health problems, and to encourage use of the services of their
30 physicians, dentists, and community health agencies. Each
31 school shall annually provide all parents and guardians with

1 information on ways that they can help their children to be
2 physically active and to eat healthful foods.

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

7 1.(a) Health appraisal;

8 2.(b) Records review;

9 3.(c) Nurse assessment;

10 4.(d) Nutrition assessment;

11 5.(e) A preventive dental program;

12 6.(f) Vision screening;

13 7.(g) Hearing screening;

14 8.(h) Scoliosis screening;

15 9.(i) Growth and development screening;

16 10.(j) Health counseling;

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

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

20 13.(m) County health department personnel to assist
21 school personnel in health education curriculum development;

22 14.(n) Referral of students to appropriate health
23 treatment, in cooperation with the private health community
24 whenever possible;

25 15.(o) Consultation with a student's parent or
26 guardian regarding the need for health attention by the family
27 physician, dentist, or other specialist when definitive
28 diagnosis or treatment is indicated;

29 16.(p) Maintenance of records on incidents of health
30 problems, corrective measures taken, and such other
31 information as may be needed to plan and evaluate health

1 | programs; except, however, that provisions in the plan for
2 | maintenance of health records of individual students must be
3 | in accordance with s. 1002.22;

4 | ~~17.(g)~~ Health information which will be provided by
5 | the school health nurses, when necessary, regarding the
6 | placement of students in exceptional student programs and the
7 | reevaluation at periodic intervals of students placed in such
8 | programs; and

9 | ~~18.(r)~~ Notification to the local nonpublic schools of
10 | the school health services program and the opportunity for
11 | representatives of the local nonpublic schools to participate
12 | in the development of the cooperative health services plan.

13 | (b) Each school health advisory committee must, at a
14 | minimum, include members who represent the eight component
15 | areas of the Coordinated School Health model as defined by the
16 | Centers for Disease Control and Prevention. School health
17 | advisory committees are encouraged to address the eight
18 | components of the Coordinated School Health model in the
19 | school district's school wellness policy pursuant to s.
20 | 1003.453.

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

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23 | STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
24 | COMMITTEE SUBSTITUTE FOR
25 | Senate Bill 2602

26 | The committee substitute requires the Department of Education
27 | to post specified information on its website by December 1,
28 | 2006, and provides that a certified physical education
29 | instructor must review physical education programs and
30 | curricula but is not required to develop them.
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