

1 A bill to be entitled
 2 An act relating to physical education; amending s.
 3 1003.455, F.S.; adding requirements regarding a school
 4 district's physical education policy; adding a condition
 5 to existing physical education requirements; requiring
 6 physical education in grades 6 through 8; providing
 7 exceptions under certain circumstances; providing an
 8 effective date.

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

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 12 Section 1. Section 1003.455, Florida Statutes, is amended
 13 to read:

14 1003.455 Physical education; assessment.--

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

26 (2) Each district school board shall adopt a written
 27 physical education policy that details the school district's
 28 physical education program, the ~~and~~ expected program outcomes,

29 the benefits of physical education, and the availability of one-
 30 on-one counseling concerning the benefits of physical education.

31 (3) Each district school board, except as otherwise
 32 permitted under subsection (4), shall provide:

33 (a) One hundred fifty ~~150~~ minutes of physical education
 34 each week, of which at least 30 consecutive minutes must be
 35 provided on any day that physical education is provided, for
 36 students in kindergarten through grade 5 and students in grade 6
 37 who are enrolled in a school that contains one or more
 38 elementary grades; and

39 (b) Beginning with the 2009-2010 school year, one class
 40 period per day, or the equivalent, of physical education for one
 41 semester of each school year for students in grade 6 who are
 42 enrolled in a school that does not contain an elementary grade
 43 and for students in grades 7 and 8.

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 45 Students enrolled in such instruction shall be reported through
 46 the periodic student membership surveys, and records of such
 47 enrollment shall be audited under ~~pursuant to~~ s. 1010.305. Such
 48 instruction may be provided by any instructional personnel as
 49 defined in s. 1012.01(2), regardless of certification, who are
 50 designated by the school principal. ~~Each district school board~~
 51 ~~is encouraged to provide 225 minutes of physical education each~~
 52 ~~week for students in grades 6 through 8.~~

53 (4) A district school board is not required to provide
 54 physical education for a student in grade 6 who is enrolled in a
 55 school that does not contain an elementary grade and for
 56 students in grades 7 and 8 if:

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57 (a) The parent requests, in writing, prior to the
58 student's enrollment, an exemption from the physical education
59 requirement for that school year. The parent may make such a
60 written request for each school year the student is in grade 6,
61 grade 7, or grade 8; or

62 (b) The schedule for the student's courses of study cannot
63 be modified to provide adequate time for physical education
64 without interfering with the student's normal progression or
65 enrollment in a remedial course.

66 Section 2. This act shall take effect July 1, 2008.