

1 A bill to be entitled
 2 An act relating to physical education in the public
 3 schools; amending s. 1003.455, F.S.; deleting provisions
 4 relating to requirements for physical education
 5 instruction for students in grades 6 through 8, reporting
 6 and auditing of student enrollment in physical education
 7 instruction, and criteria for a student's waiver from
 8 participation in physical education instruction; providing
 9 an effective date.

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

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13 Section 1. Subsections (3), (4), and (5) of section
 14 1003.455, Florida Statutes, are amended to read:

15 1003.455 Physical education; assessment.—

16 (3) Each district school board shall provide 150 minutes
 17 of physical education each week for students in kindergarten
 18 through grade 5 ~~and for students in grade 6 who are enrolled in~~
 19 ~~a school that contains one or more elementary grades so that on~~
 20 ~~any day during which physical education instruction is conducted~~
 21 ~~there are at least 30 consecutive minutes per day. Beginning~~
 22 ~~with the 2009-2010 school year, the equivalent of one class~~
 23 ~~period per day of physical education for one semester of each~~
 24 ~~year is required for students enrolled in grades 6 through 8.~~
 25 Students enrolled in such instruction shall be reported through
 26 the periodic student membership surveys, and records of such
 27 enrollment shall be audited pursuant to s. 1010.305. Such
 28 instruction may be provided by any instructional personnel as

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29 defined in s. 1012.01(2), regardless of certification, who are
30 designated by the school principal.

31 ~~(4) The requirement in subsection (3) shall be waived for~~
32 ~~a student who meets one of the following criteria:~~

33 ~~(a) The student is enrolled or required to enroll in a~~
34 ~~remedial course.~~

35 ~~(b) The student's parent indicates in writing to the~~
36 ~~school that:~~

37 ~~1. The parent requests that the student enroll in another~~
38 ~~course from among those courses offered as options by the school~~
39 ~~district; or~~

40 ~~2. The student is participating in physical activities~~
41 ~~outside the school day which are equal to or in excess of the~~
42 ~~mandated requirement.~~

43 ~~(5) Each school district shall notify the student's parent~~
44 ~~of the options available under subsection (4) before scheduling~~
45 ~~the student to participate in physical education.~~

46 Section 2. This act shall take effect July 1, 2011.