

By Senator Lynn

7-01202-12

20121644

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  
4           provisions relating to requirements for physical  
5           education instruction for students in grades 6 through  
6           8, reporting and auditing of student enrollment in  
7           physical education instruction, and criteria for a  
8           student's waiver from participation in physical  
9           education instruction; providing 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 of  
17           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  
29           defined in s. 1012.01(2), regardless of certification, who are

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30 designated by the school principal.

31 ~~(4) The requirement in subsection (3) shall be waived for a~~  
32 ~~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 school~~  
36 ~~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, 2012.