

Amendment No. 4

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Committee/Subcommittee hearing bill: Education Committee
2 Representative Garcia offered the following:

3
4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:
6 Section 1. Subsections (3), (4), and (5) of section

7 1003.455, Florida Statutes, are amended to read:

8 1003.455 Physical education; assessment.-

9 (3) Each district school board shall provide 150 minutes
10 of physical education each week for students in kindergarten
11 through grade 5 ~~and for students in grade 6 who are enrolled in~~
12 ~~a school that contains one or more elementary grades~~ so that on
13 any day during which physical education instruction is conducted
14 there are at least 30 consecutive minutes per day.

15 (4) Each district school board shall provide 225 minutes
16 of physical education each week for students in grade 6 who are
17 enrolled in a school that contains one or more elementary grades
18 so that on any day during which physical education instruction
19 is conducted there are at least 45 consecutive minutes per day.

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20 (5) ~~Beginning with the 2009-2010 school year,~~ The
21 equivalent of one class period per day of physical education for
22 one semester of each year is required for students enrolled in
23 grades 6 through 8. Students enrolled in such instruction shall
24 be reported through the periodic student membership surveys, and
25 records of such enrollment shall be audited pursuant to s.
26 1010.305. Such instruction may be provided by any instructional
27 personnel as defined in s. 1012.01(2), regardless of
28 certification, who are designated by the school principal.

29 (6)-(4) The requirements ~~requirement~~ in subsections (3)-(5)
30 ~~subsection (3)~~ shall be waived for one semester per school year
31 for a student who meets one of the following criteria:

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

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

36 1. ~~The parent requests~~ that the student enroll in another
37 course, which may include, but is not limited to, from among
38 ~~those~~ courses offered as options by the school district; or

39 (c)2. The student's parent certifies in writing and
40 provides documentation to the school that the student is
41 participating in physical activities outside the school day
42 which are equal to or in excess of the mandated requirement.

43 (7)-(5) Each school district shall notify the student's
44 parent of the options available under subsection (6) ~~subsection~~
45 ~~(4)~~ before scheduling the student to participate in physical
46 education.

47 Section 2. This act shall take effect July 1, 2012.

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

Remove the entire title and insert:

A bill to be entitled

An act relating to physical education in the public schools; amending s. 1003.455, F.S.; revising the amount of physical education that district school boards must provide each week for students in grade 6 who are enrolled in schools that contain one or more elementary grades; limiting the parental waiver of physical education requirements for students in kindergarten through grade 8 to one semester per school year; revising requirements for the parental waivers; deleting an obsolete provision; reorganizing and conforming provisions; providing an effective date.

WHEREAS, every year, an estimated 300,000 people in the United States die because they are overweight or obese, and

WHEREAS, since 1970, the number of overweight children in the state has increased by 300 percent, and

WHEREAS, overweight or obese children experience the same risk factors associated with heart disease in adults, such as high blood pressure, high cholesterol levels, and Type 2 diabetes, formerly cited as adult-onset diabetes, and

WHEREAS, studies have shown that up to 80 percent of overweight adolescents become overweight adults, and

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 4057 (2012)

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76 WHEREAS, the annual economic impact on the health care
77 system of the United States from obesity is estimated by the
78 Centers for Disease Control and Prevention to be \$147 billion,
79 and

80 WHEREAS, a recent study by a major insurance carrier stated
81 that 50 percent of all Americans will develop diabetes by 2020,
82 which is estimated to cost the health care system approximately
83 \$3.35 trillion if current trends in obesity are not abated, and

84 WHEREAS, early education on proper physical fitness and
85 nutrition provide a foundation for a child's future, in a
86 similar manner as learning to read, which prepares the child for
87 success in his or her life and academic achievement, NOW,
88 THEREFORE,