

Amendment No. 6

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WITHDRAWN _____ (Y/N)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 Kiar offered the following:

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

5 Remove everything after the enacting clause and insert:

6
7 Section 1. Subsections (3), (4), and (5) of section
8 1003.455, Florida Statutes, are amended to read:

9 1003.455 Physical education; assessment.—

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

16 ~~(4) Beginning with the 2009-2010 school year,~~ The
17 equivalent of one class period per day of physical education for
18 one semester of each year is required for students enrolled in
19 grades 6 through 8. Students enrolled in such instruction shall

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20 be reported through the periodic student membership surveys, and
21 records of such enrollment shall be audited pursuant to s.
22 1010.305. Such instruction shall ~~may~~ be provided by a certified
23 physical education teacher to ensure that physical education
24 instruction is delivered by a highly qualified teacher
25 commensurate with the subject area ~~any instructional personnel~~
26 ~~as defined in s. 1012.01(2), regardless of certification, who~~
27 ~~are designated by the school principal.~~

28 (5)-(4) The requirement in subsection (4) ~~(3)~~ shall be
29 waived for a student for a period of one semester each year who
30 meets one of the following criteria:

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

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

35 ~~1. The parent requests that the student~~ is enrolled ~~enroll~~
36 in another course, including, but not limited to, from among
37 ~~these~~ courses offered as options by the school district. ~~or~~

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

42 (6)-(5) Each school district shall notify the student's
43 parent of the options available under subsection (5) ~~(4)~~ before
44 scheduling the student to participate in physical education.

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

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48 -----

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

50 Remove the entire title and insert:

51 A bill to be entitled

52 An act relating to physical education in the public
53 schools; amending s. 1003.455, F.S.; requiring that
54 students in grades 6 through 8 shall receive physical
55 education instruction by a certified physical
56 education teacher; providing that a student may have
57 the physical education requirement waived for a period
58 of one semester each year under certain circumstances;
59 providing an effective date.

60
61 WHEREAS, every year an estimated 300,000 people in the
62 United States die because they are overweight or obese, and

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

65 WHEREAS, overweight or obese children experience the same
66 risk factors associated with heart disease in adults such as
67 high blood pressure, high cholesterol levels, and Type 2
68 diabetes, once known as adult-onset diabetes, and

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

71 WHEREAS, the annual economic impact in the United States
72 from obesity on our health care system is estimated by the
73 Centers for Disease Control and Prevention at \$147 billion, and

74 WHEREAS, a recent study by a major insurance carrier stated
75 that 50 percent of all Americans will develop diabetes by 2020,

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76 which will cost the health care system approximately \$3.35

77 trillion if current trends in obesity are not abated, and

78 WHEREAS, early education on proper physical fitness and

79 nutrition will provide a foundation for a child's future as does

80 learning to read, which prepares a child for success in his or

81 her life and academic achievement, NOW, THEREFORE,

82