# Health Policy Tracking Service

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## Physical Education Legislation*

| State | Bill | Description | Sponsor | Status |
|---|---|---|---|---|
| AL | SB 188 | Requires that each public school student in grades K to 12 participate in physical education instruction each school day or a variety of physical education activities. Existing law requires school to carry out public education and offer elective classes. | Smitherman | 2/03/04 Introduced<br>**ADJOURNED** |
| **AL** | **SJR 97** | **Urges the Department of Education and the Alabama State Board of Education to end the current practice of exempting students from physical education requirements. Further recommends that these entities review and revise the current policy on granting physical education waivers.** | **Smitherman** | **4/27/04 Introduced<br>4/27/04 Passed Senate<br>5/05/04 Passed House<br>5/10/04 Signed by Governor** |
| **AR** | **HB 1011b** | **Amends language enacted last year that banned the sale of foods and beverages through vending machines in schools. This bill authorizes schools to send not only an academic report card home with students, but also a report card detailing the student's health status, specifically the student's body mass index (BMI). The report card will be accompanied by an explanation of the health effects of BMI, nutrition and physical activity.** | **Boyd** | **1/05/04 Signed by Governor** |
| CA | AB 756 | Increases state mandate of 200 minutes of physical activity to 300 minutes for students in grades one through six. | Montanez | 2/19/03 Introduced<br>**2/02/04 Died** |
| CA | AB 2327 | Requires the State Department of Education to incorporate specified nutrition and physical activity education curriculum at its next revision of the curriculum framework. | Chan | 2/19/04 Introduced<br>**ADJOURNED** |
| **CT** | **HB 5344** | **Requires each local and regional school board to offer (1) At a minimum, each full-time student a 20 minute lunch break every full school day; and (2) Each student, in grades kindergarten through five, a period of physical exercise each full school day. A different schedule may be planned for a child requiring special education. Additionally, low-fat, nutritious food and beverage items must be made available for purchase.** | **Joint Select Committee on Children** | **2/18/04 Introduced<br>4/07/04 Passed House<br>5/03/04 Passed Senate<br>6/08/04 Signed by Governor** |
| DE | SB 254 | This bill would amend student physical education requirements to mandate that each school district must establish comprehensive physical activity requirements for children in grades K through 12 that provide for regular physical activity. | Bunting | 4/08/04 Introduced<br>**ADJOURNED** |
| DE | SB 331 | Creates a task force to examine physical activity and nutrition policies and programs in the state, as well as develop a comprehensive, integrated plan to improve the health, physical activity and eating habits of state residents. The task force must perform the following duties: (1) Develop a comprehensive report on the current status and efficacy of physical activity and healthy nutrition programs offered in Delaware schools and communities; (2) Develop recommendations for an integrated approach to creating schools and communities that support physical activity and healthy nutrition for all ages; (3) Develop recommendations of models of strong public-private partnerships; and (4) Identify revenue sources that may be applicable to funding physical activity and healthy nutrition initiatives. | Bunting | 6/10/04 Introduced<br>6/22/04 Passed Senate<br>**ADJOURNED** |
| FL | HB 289 | Requires physical education on a full year basis for grades one through eight. Requires school boards to develop physical education programs. Requires students entering the ninth grade in the 2004-2005 school year to participate in 4 credits of physical education. | Robaina | 3/02/04 Introduced<br>4/30/04 Died<br>**ADJOURNED** |
| FL | SB 308 | The introduced measure would have required department of education to determine number of schools that do not offer physical education courses. Also required elementary schools to provide 30 minutes of daily physical education for all students starting the 2004-2005 school year. Current version of the bill creates the "Healthy Achievers Act", which combines requirements of the pre-file version, SB 308 and SB 2534. Delays implementation of physical education requirements until the 2005-2006 school year. | Margolis | 3/02/04 Introduced<br>4/30/04 Died<br>**ADJOURNED** |
| FL | SB 2534 | Requires physical education on a full year basis for grades pre-K through eight starting with the 2004-2005 school year. | Campbell | 3/02/04 Introduced<br>4/30/04 Died<br>**ADJOURNED** |
| FL | SB 1780 | Requires year round physical education for grades 1-8. | Villalobos | 3/02/04 Introduced<br>**ADJOURNED** |


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| **FL** | **SB 2372** | **Requires the Department of Health to promote healthy lifestyles to reduce the prevalence of overweight and obesity in Florida by implementing appropriate physical activity and nutrition programs that target all Floridians. Also allows for proceeds of license plates sold by the Florida Sports Foundation to go towards promoting physical education programs in schools.** | **Senate Governmental Oversight and Productivity Committee** | **3/03/04 Introduced<br>4/23/04 Passed Senate<br>4/30/04 Passed House<br>6/18/04 Signed by Governor** |
| GA | HR 968 | Resolution urges schools to provide 30 minutes per day of structured moderate to vigorous physical activity for children in grades K-8. | Buckner | 1/13/04 Introduced<br>**ADJOURNED** |
| GA | HR 1096 | Urges schools to provide 30 minutes per day of structured moderate to vigorous physical activity for children in grades K-12. | Buckner | 1/30/04 Introduced<br>3/9/04 Passed House<br>**ADJOURNED** |
| GA | SR 578 | Calls for schools to encourage all children to participate in healthy eating habits and daily physical education. | Unterman | 1/14/04 Introduced<br>**ADJOURNED** |
| HI | HB 278 | Requires physical education to be included in public school curriculum. Would comprise of at least 200 minutes every 10 school days for grades one through six; and at least 400 minutes every 10 school days for grades seven through 12. | Takumi | 1/17/03 Introduced<br>**ADJOURNED** |
| HI | HB 1888 | Directs the University of Hawaii to research physical education requirements. | Arakaki | 1/23/04 Introduced<br>**ADJOURNED** |
| HI | HB 1889 | Appropriates $2,200,000 from the state general revenues for the fiscal year 2004-2005 for the purposes of funding full-time physical education positions throughout the state. Recommends that physical education positions be funded at the same level for the next five fiscal years. | Arakaki | 1/23/04 Introduced<br>**ADJOURNED** |
| HI | HB 2540 | For elementary school students: mandatory requirement of five hours supervised physical activity, physical education or exercise. Does not specify a time frame for completion of five hours. May be satisfied through after school programs. | Arakaki | 1/26/04 Introduced<br>**ADJOURNED** |
| HI | HCR 66 | Requests the legislature to make physical education mandatory for all grade levels and integrate physical activity into the classes of every subject matter. | Arakaki | 3/12/04 Introduced<br>**ADJOURNED** |
| HI | HCR 137 | This bill requests the Department of Education and the Board of Education to make physical education mandatory for all grade levels; and integrate physical activity into the classes of every subject matter. | Arakaki | 3/23/04 Introduced<br>**ADJOURNED** |
| HI | SB 720 | Appropriates funds for a dedicated physical education teacher in each public school. | Aduja | 1/17/03 Introduced<br>**ADJOURNED** |
| HI | SB 2148 | Companion bill to HB 1889, appropriation for physical education teachers. | Oakland | 1/23/04 Introduced<br>**ADJOURNED** |
| HI | SB 2169 | Directs the University of Hawaii to research physical education requirements. | Oakland | 1/23/04 Introduced<br>**ADJOURNED** |
| HI | SCR 23 | Requests the Department of Education to develop and require, as part of the curriculum, an elementary school-level physical education program. | Kanno | 1/30/04 Introduced<br>3/11/04 Passed House<br>**ADJOURNED** |
| HI | SCR 69 | Requests the Department of Education to make physical education mandatory for all grade levels and integrate physical activity into the classes of every subject matter. | Oakland | 3/19/04 Introduced<br>**ADJOURNED** |
| HI | SR 12 | Requests that the Department of Education develop and require as part of the standards-based curriculum an elementary school-level physical education program for public schools. | Kanno | 1/30/04 Introduced<br>3/11/04 Passed Senate<br>**ADJOURNED** |
| ID | HB 829 | Creates the Healthy Idaho Advisory Committee within the Office of the Governor that will report on a broad number of issues related to diet and exercise in Idaho and in Idaho schools. | | 3/09/04 Introduced<br>3/16/04 Failed to pass House<br>**ADJOURNED** |
| IL | HB 3970 | Limits schools to a single two-year waiver, rather than the existing system that allows unlimited amount of five-year waivers for daily physical education requirements for schools with inadequate facilities or financial burden. | Cross | 12/19/03 Introduced<br>**ADJOURNED** |
| IL | SB 26 | Requires every high school student to complete two years of physical education beginning in the 2003-2004 school year as a stipulation of graduation. | del Valle | 1/19/03 Introduced<br>**ADJOURNED** |
| IL | SB 2896 | Requires revenues from vending machines that are not within the school cafeteria to be used exclusively for physical education and nutritional education. | Martinez | 2/06/04 Introduced<br>**ADJOURNED** |


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| IL | SB 2897 | Provides that a school board may establish a child nutrition and physical activity advisory committee to develop and recommend to the school board policies to promote healthy eating and physical activity. | Martinez | 2/06/04 Introduced<br>**ADJOURNED** |
| IN | HB 1014 | The board of directors of a school district or the authorities in charge of a nonpublic school may credit a student with participation in physical education, service learning, or health education equivalent to one-eighth unit if the student successfully completes basic training in the Iowa army national guard, the Iowa air national guard, or as a member of the active military forces of the United States or as a member of the army national guard of the United States or the air national guard of the United States. | Brown | 12/04/03 Introduced<br>2/04/04 Passed House<br>**ADJOURNED** |
| KY | HB 207 | Requires schools offer thirty minutes of structured, moderate to vigorous physical activity each day, or 150 minutes per week for students in preschool through intermediate, beginning with the 2006-2007 school year. These requirements would go into effect in middle schools during the 2007-2008 school year. | Draud | 1/07/04 Introduced<br>**ADJOURNED** |
| KY | HB 218 | Requires the Kentucky Department of Education in cooperation with other entities to develop guidelines to incorporate planned, sequential instruction within the elementary and middle school curriculum that promotes lifelong physical activity for implementation in the 2006-2007 school year. This bill also addresses competitive food in schools. | Burch | 1/07/04 Introduced<br>**ADJOURNED** |
| KY | HB 219 | The Kentucky Department of Education would be required to cooperate with other entities to develop guidelines to incorporate planned, sequential instruction within the elementary and middle school curriculum that promotes lifelong physical activity for implementation in the 2006-2007 school year. This bill also addresses competitive food in schools. | Burch | 1/07/04 Introduced<br>2/18/04 Withdrawn from further consideration<br>**ADJOURNED** |
| **LA** | **SB 871** | **Mandates that, effective for the 2004-2005 school year, each public elementary school with grades K through 6 must provide at least 30 minutes of moderate to vigorous physical activity for students every day. The bill also establishes a pilot program, for schools with grades 7 through 10, that would require participating schools to measure aspects of health-related fitness, rather than skill or agility, and collect baseline data to measure improvement of each individual student.** | **Irons** | **5/11/04 Introduced**<br>**5/18/04 Passed Senate**<br>**6/17/04 Passed House**<br>**7/06/04 Signed by Governor** |
| MA | HB 324 | Establishes a physical education requirement in public schools. | Grant | 1/01/03 Introduced<br>3/01/04 Amended see HB 4545 for further action **ADJOURNED** |
| MA | HB 1071 | Child Nutrition and Physical Activity Advisory Committee to develop and recommend health and physical activity standards for school districts. | Khan | 1/1/03 Introduced<br>9/25/03 Heard in Committee, eligible for executive session<br>**ADJOURNED** |
| MA | HB 1647 | Requires physical education to consist of at least 60 hours each year for grades one through 10. Health education will not be allowed as a substitute. State aid may be withheld by the Commissioner of Education if the minimal instruction is not provided, and not reinstated until compliance with minimal instructions standards are met. | Sullivan | 1/01/03 Introduced<br>3/01/04 Amended see HB 4545 for further action<br>**ADJOURNED** |
| MA | HB 4545 | Establishes commission to study physical education in schools. | Joint Committee on Education, Arts and Humanities | 3/1/04 Introduced<br>**ADJOURNED** |
| MA | HB 4619 | Restricts the type of beverages and vending machine items available to student 30 minutes before the start of the school day until 30 minutes after the end. All food items must have nutritional information available to students. Finally, school students must have at least 120 hours of physical education and physically active lunch or recess periods. | Joint Committee on Health Care | 4/01/04 Introduced<br>**ADJOURNED** |


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| MA | SB 276 | Physical education shall be taught as a required subject in a maximum of two grades for all students in the public schools for the purpose of promoting the physical well-being of such students. | Lees | 1/01/03 Introduced<br>3/01/04 Amended see HB 4545 for further action **ADJOURNED** |
| MD | HB 359 | Requires all students have 5 hours of physical education per week in public schools. The state board of education must develop criteria for programs of physical education and certification process for physical activity that takes place off school grounds. | Stern | 1/28/04 Introduced<br>**ADJOURNED** |
| MD | SB 559 | Requires state board to enhance physical education programs. | Pinsky | 2/06/04 Introduced<br>**ADJOURNED** |
| MI | HB 5374 | Requires local school boards and districts to ensure all of its pupils enrolled in the elementary grades participate in at least 30 minutes of physical activity per school day or 135 minutes of physical activity per school week. Participation in physical activities as part of the physical education curriculum may be counted to meet this requirement. | Adamini | 12/11/03 Introduced<br>**ADJOURNED** |
| MI | SB 903 | Establishes requirement for elementary students to participate in at least 30 minutes of physical activity per school day or 135 minutes of physical activity per school week. | Cherry | 12/16/03 Introduced<br>**ADJOURNED** |
| MN | HB 1931 | Makes health and physical education a required academic standard. | Bernardy | 2/09/04 Introduced<br>**ADJOURNED** |
| MN | HB 2209 | Amends existing academic standards to include health and physical education components in school curriculums. | Urdahl | 2/19/04 Introduced<br>**ADJOURNED** |
| MN | SB 2489 | Requires students to participate in a minimum number of physical education courses. | Ruud | 3/01/04 Introduced<br>**ADJOURNED** |
| MO | SB 796 | Requires the state board of education establish a coordinated health program board. The health board shall develop a coordinated health program designed to prevent obesity, cardiovascular disease, and type II diabetes in elementary and secondary students. The program must incorporate health education, physical education and physical activity, nutrition services and parental involvement. | Bland | 1/07/04 Introduced<br>**ADJOURNED** |
| MS | HB 239 | Requires all public high schools to teach physical education daily. | Fleming | 1/15/04 Introduced<br>**3/09/04 Died in committee**<br>**ADJOURNED** |
| MS | HB 255 | Makes an appropriation to the state department of education for the purpose of reinstating physical education programs statewide for the fiscal year 2005. | Fleming | 1/15/04 Introduced<br>**3/31/04 Died in committee**<br>**ADJOURNED** |
| NC | HB 303 | Requires all school children, in grades K through 8, to receive at least 30 minutes of daily physical education activity. | Bell | 3/6/03 Introduced<br>9/16/03 Eligible for consideration during the 2004 Session<br>**ADJOURNED** |
| **NH** | **HB 1352** | **This bill requires the local school board and the department of education to develop and adopt a policy recommending that each pupil participate in developmentally appropriate daily physical activity and exercise as way of minimizing certain childhood health problems.** | **French** | **9/04/03 Introduced**<br>**2/19/04 Passed House**<br>**4/08/04 Passed Senate**<br>**4/23/04 Enacted** |
| NJ | AB 664 | Permits public school districts to include instruction on the problems of obesity as part of the Core Curriculum Content Standards in Comprehensive Health and Physical Education. | Blee | 1/13/04 Introduced<br>**ADJOURNED** |
| NM | HJM 83 | Requires the public education department to study the feasibility of implementing a statewide health and fitness report card program. | Varela | 2/5/04 Introduced<br>2/16/04 Passed House<br>**ADJOURNED** |


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| State | Bill | Description | Sponsor | Status |
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| **NM** | **HM 28** | **Creates a committee to study whether the lack of physical education and nutrition programs and the sale of low-nutrition foods and beverages in public schools are contributing to childhood obesity and the feasibility of increasing funding for nutrition and physical education programs by creating a contractual agreement between New Mexico public schools and the companies that sell products in vending machines on school property.** | **Taylor** | **2/14/04 Introduced<br>2/17/04 Adopted<br>ADJOURNED** |
| NM | HB 563 | Imposes an excise tax on snack foods sold through school vending machines to fund physical education programs. | Taylor | 2/04/04 Introduced<br>**ADJOURNED** |
| NM | SB 375 | Appropriates $50,000 to the public education department for FY 2005 for the purpose of studying how New Mexico public schools can best provide improved nutrition and education for optimum nutrition and physical activity. | Campos | 1/28/04 Introduced<br>**ADJOURNED** |
| NY | AB 8711 | Implements daily physical education requirement for grades kindergarten through eight, including students with disabling conditions and those in alternative education programs. Elementary school students must participate in physical education for a minimum of 150 minutes during each school week. Secondary school students must participate for at least 225 minutes each week. Provides for a maximum teacher-student ratio for physical education classes. Lowers starting age for participation in physical education classes from eight to five years of age. | Assembly Committee on Rules | 6/02/03 Introduced<br>**ADJOURNED** |
| OH | SB 81 | Requires the Board of Education to adopt standards for physical education for grades K through 12 by December 31, 2007. | Fedor | 5/01/03 Introduced<br>**11/13/03 Passed Senate<br>ADJOURNED** |
| OK | SB 250 | The physical education requirements call for schools to provide 30 minutes each day, three days per week, for students in grades one through five. For grades six through eight the bill calls for schools to provide 50 minutes each day, three days per week for physical activity. | Cain | 02/03/03 Introduced<br>**ADJOURNED** |
| **OK** | **SB 1627** | **Establishes the Healthy and Fit Kids Act of 2004. Requires the formation of a six-member committee in each school to address health education, physical education and physical activity and nutrition and health services.** | **Cain** | **2/02/04 Introduced<br>3/04/04 Passed Senate<br>4/14/04 Passed House<br>5/26/04 Signed by Governor** |
| RI | HB 7719 | Requires school health programs to include policies dealing with physical education, diet and nutrition. | McNamara | 2/19/04 Introduced<br>**ADJOURNED** |
| RI | HB 8235 | Amends existing legislation on school curriculums to state that all students in grades 1-12 attending public schools must receive health and physical education during period which average at least 150 minutes per week for elementary school students, and 225 minutes per week for secondary school children. | Dennigan | 3/04/04 Introduced<br>**ADJOURNED** |
| SD | SB 122 | Implements physical education requirement of one credit as a prerequisite for high school graduation. | De Hueck | 1/22/04 Introduced<br>2/03/04 Deferred to 36th legislative day<br>**ADJOURNED** |
| **VA** | **HJR 260** | **Resolution encourages school divisions to provide age-appropriate and culturally sensitive health, nutrition and physical education necessary to develop and maintain healthy eating habits and physically active lifestyles.** | **Tata** | **1/21/04 Introduced<br>1/30/04 Passed House<br>3/9/04 Passed Senate, to House for concurrence 3/10/04 Adopted** |


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| **VT** | **HB 272** | **Requires the commissioner to establish an advisory council on wellness to assist the department of education in planning, coordinating, and encouraging wellness programs in public schools. Also requires the commissioner of education to write a model school fitness and nutrition policy which will be available to school districts by January 1, 2005. The model policy must include the following provisions: a definition of nutritious foods, nutritional guidelines and policies regarding purchasing of locally grown foods for food and beverages sold or served in the food service program, vending machines, snack bars, and school stores; a model physical education curriculum; model physical activity policies; a process for implementing and enforcing nutrition and physical fitness policies; and a process for reporting to the community on the health status of students.** | **Connell** | **2/25/03 Introduced<br>4/22/04 Passed House<br>5/13/04 Passed Senate<br>6/10/04 Signed by Governor** |
| VT | HB 554 | Require public schools to provide physical activities every day and to describe the elements of a physical education program. | Connell | 1/13/04 Introduced<br>2/14/04 Passed House<br>**ADJOURNED** |
| VT | SB 241 | Requires 60 minutes of daily physical activity for each elementary student and at least 30 minutes of daily physical activity for each secondary student. Physical activities may be provided outside regular school hours. Sets nutritional standards in schools. | Lyons | 1/06/04 Introduced<br>**ADJOURNED** |
| WA | HB 2680 | Requires the state school directors association, and the board of health develop a model policy for nutrition and physical activity for schools. | Cody | 1/19/04 Introduced<br>2/14/04 Passed House<br>**ADJOURNED** |
| WA | HB 3043 | Requires each school district adopt or amend a physical education and fitness curriculum for all middle school students. Physical education is defined by the bill as a daily period of physical activity, a minimum of twenty minutes of which is aerobic activity in the student's target heart rate zone, and which includes instruction and practice in basic movement and fine motor skills, progressive physical fitness, athletic conditioning, and nutrition and wellness instruction through age- appropriate activities. | Tom | 1/27/04 Introduced<br>2/14/04 Passed House<br>**ADJOURNED** |
| **WA** | **SB 5436** | **The bill convenes an advisory committee to develop a model policy regarding access to nutritious foods and opportunities for developmentally appropriate exercise. Recommendations are required to be submitted to the governor and the legislature by January 1, 2005.** | **Kohl-Welles** | **1/24/03 Introduced<br>2/16/04 Passed Senate<br>3/4/04 Passed House<br>3/26/04 Signed by Governor** |
| WV | HB 4465 | Requires that students participate in physical education activities during the school year. | Foster | 2/13/04 Introduced<br>**ADJOURNED** |

** This chart does not provide a comprehensive list of bills introduced on this issue. It highlights those bills currently being tracked by HPTS.*


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