

HOUSE BILL No. 5196

December 12, 2013, Introduced by Rep. Lori and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1502 (MCL 380.1502), as amended by 1993 PA 335.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1502. (1) ~~Health and~~ **EACH PUBLIC SCHOOL SHALL ESTABLISH**
2 **AND PROVIDE HEALTH EDUCATION AND** physical education for pupils of
3 both sexes. ~~shall be established and provided in all public schools~~
4 ~~of this state. Subject to subsection (2), each~~ **EACH** pupil attending
5 public school in this state ~~who is physically fit and capable of~~
6 ~~doing so~~ shall take the course in physical education.

7 (2) **ALL OF THE FOLLOWING APPLY TO PHYSICAL EDUCATION UNDER**
8 **THIS SECTION:**

9 (A) **AS PART OF PROVIDING PHYSICAL EDUCATION UNDER THIS**
10 **SECTION, THE GOVERNING BOARD OF A PUBLIC SCHOOL SHALL ENSURE BOTH**

1 OF THE FOLLOWING:

2 (i) FOR EACH OF GRADES K TO 5, THE PUBLIC SCHOOL SHALL PROVIDE
3 FOR ALL PUPILS AT LEAST 30 MINUTES OF PHYSICAL EDUCATION AT LEAST 2
4 DAYS PER WEEK FOR THE ENTIRE SCHOOL YEAR AND SHALL ALSO PROVIDE AT
5 LEAST 60 ADDITIONAL MINUTES OF PHYSICAL ACTIVITY PER WEEK, WITHIN
6 THE SCHOOL DAY, FOR THE ENTIRE SCHOOL YEAR.

7 (ii) FOR EACH OF GRADES 6 TO 8, THE PUBLIC SCHOOL SHALL PROVIDE
8 FOR ALL PUPILS AT LEAST 45 MINUTES OF PHYSICAL EDUCATION EVERY
9 SCHOOL DAY FOR AT LEAST 1 SEMESTER.

10 (B) THE GOVERNING BOARD OF A PUBLIC SCHOOL SHALL ENSURE THAT
11 CLASS SIZE FOR PHYSICAL EDUCATION IS CONSISTENT WITH CLASS SIZE FOR
12 OTHER SUBJECT AREAS AND OTHER CLASSROOMS.

13 (C) THE DEPARTMENT SHALL ESTABLISH GUIDELINES FOR PHYSICAL
14 EDUCATION THAT ARE CONSISTENT WITH PHYSICAL EDUCATION STANDARDS,
15 GRADE LEVEL CONTENT EXPECTATIONS, THE STATE BOARD'S POLICY ON
16 QUALITY PHYSICAL EDUCATION, AND THE BEST AVAILABLE SCIENTIFIC
17 RESEARCH CONCERNING PHYSICAL EDUCATION. THE GOVERNING BOARD OF A
18 PUBLIC SCHOOL SHALL ENSURE THAT THE PUBLIC SCHOOL FOLLOWS THESE
19 GUIDELINES.

20 (3) ~~(2)~~ A PUBLIC school ~~district may~~ SHALL NOT credit a
21 pupil's participation in extracurricular athletics or other
22 extracurricular activities involving physical activity as meeting
23 the physical education requirement for the pupil under subsection
24 (1).

25 (4) AS USED IN THIS SECTION, "PHYSICAL ACTIVITY" MEANS A
26 BEHAVIOR CONSISTING OF BODILY MOVEMENT THAT REQUIRES ENERGY
27 EXPENDITURE ABOVE THE NORMAL PHYSIOLOGICAL, INCLUDING MUSCULAR AND

1 CARDIORESPIRATORY, REQUIREMENTS OF A TYPICAL SCHOOL DAY.