

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Stephens**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 6-16-114 TO REQUIRE A
9 COURSE IN PHYSICAL EDUCATION IN ALL ELEMENTARY AND
10 SECONDARY SCHOOLS OF THE STATE OF ARKANSAS, TO PRESCRIBE A
11 MINIMUM STANDARD PER SCHOOL DAY FOR PHYSICAL EDUCATION IN
12 EACH PUBLIC SCHOOL, AND TO REQUIRE ALL ELEMENTARY AND
13 SECONDARY PUPILS TO TAKE PHYSICAL EDUCATION; AND FOR OTHER
14 PURPOSES."

Subtitle

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16
17 "AN ACT TO REQUIRE A COURSE IN PHYSICAL EDUCATION IN ALL
18 ELEMENTARY AND SECONDARY SCHOOLS OF THE STATE AND
19 PRESCRIBE MINIMUM STANDARDS FOR CLASS TIME."

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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

22
23 SECTION 1. Arkansas Code §6-16-114 is hereby amended to read as
24 follows:

25 "6-16-114. Physical education curriculum required.

26 (a) It shall be the duty of the Director of General Education, as the
27 executive officer of the State Board of Education, to outline a course of
28 physical education for use in the various schools of the state, and for this
29 purpose he shall have the advice and cooperation of the State Board of Health.

30 (b)(1) The course shall be adapted to the ages, capabilities, and state
31 of health of the pupils in the several grades and departments and shall
32 include exercises, calisthenics, formation drills, instruction in personal and
33 community health and safety, and instruction in preventing and correcting
34 bodily deficiency.

35 (2) The course shall prescribe, as a minimum, thirty (30) minutes
36 of exercise and physical education per school day for all elementary school
37 pupils and forty-five (45) minutes of exercise and physical education per
38 school day for all secondary school pupils. The minimum standard for

1 elementary school pupils may be fulfilled by a minimum standard of an
2 aggregate one hundred fifty (150) minutes per school week, regardless of
3 scheduling. Provided, however, there shall be no substitution or use of
4 recesses or free play time to meet the minimum standard for elementary
5 schools.

6 (3) The course shall prescribe a minimum of one (1) certified
7 elementary school physical education specialist for each elementary school in
8 the state and shall set a standard for the maximum class size by grade level
9 for elementary and secondary physical education classes.

10 (c) Every pupil in the elementary and secondary schools of this state,
11 except such as may be excused by reason of bodily defect or physical
12 deficiency or disability, shall be required to take the course of physical
13 education herein provided. The total time devoted to such course shall be as
14 prescribed in the outline prepared by the Director of General Education and in
15 accordance with the minimum standards for elementary and secondary schools
16 prescribed in subsection (b) of this section. Any elementary or secondary
17 pupil who is excused from the course by reason of bodily defect or physical
18 deficiency or disability shall have, in consultation with the pupil's parent
19 or guardian, an individual education plan developed for that pupil.

20 (d) It shall be the duty of the county and city superintendents of
21 schools, boards of directors, the State Board of Education, and other school
22 officers to see that the provisions of this section are carried into effect."

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24 SECTION 2. All provisions of this act of general and permanent nature
25 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
26 Revision Commission shall incorporate the same in the Code.

27
28 SECTION 3. If any provisions of this act or the application thereof to
29 any person or circumstance is held invalid, the invalidity shall not affect
30 other provisions or applications of the act which can be given effect without
31 the invalid provisions or application, and to this end the provisions of this
32 act are declared to be severable.

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34 SECTION 4. All laws and parts of laws in conflict with this act are
35 hereby repealed.

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