

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 FOR ALL STUDENTS IN THE
10 ELEMENTARY GRADES IN THE PUBLIC SCHOOLS; AND FOR OTHER
11 PURPOSES."

Subtitle

14 "TO AMEND ARKANSAS CODE §6-16-114 TO REQUIRE A COURSE IN
15 PHYSICAL EDUCATION FOR PUBLIC SCHOOL STUDENTS IN
16 ELEMENTARY GRADES."

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

20 SECTION 1. Arkansas Code § 6-16-114 is hereby amended to read as
21 follows:

22 "6-16-114. Physical training.

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

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

32 (2) The course shall prescribe, as a minimum standard, thirty
33 (30) minutes of exercise and physical education per school day for all
34 elementary school pupils. This standard may be fulfilled by an aggregate one
35 hundred fifty (150) minutes per school week, regardless of scheduling.

1 Provided, however, there shall be no substitution or use of recess or free
2 play time to meet the minimum standard for elementary school pupils.

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

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

17 (d) It shall be the duty of the superintendents of schools, boards of
18 directors, and other school officers to see that the provisions of this
19 section are carried into effect."

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21 SECTION 2. All provisions of this act of a general and permanent nature
22 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
23 Revision Commission shall incorporate the same in the Code.

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

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

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