

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to
2 elementary and secondary education, so as to establish school health advisory councils to
3 serve as advisory bodies to local boards of education on health, physical education, and
4 nutrition policy; to provide for a short title; to provide certain requirements for physical
5 education instruction for students in kindergarten and grades one through eight; to encourage
6 a wide range of supplemental health, physical activity, and nutrition programs that may be
7 provided on school property beyond the confines of the traditional school day; to require
8 local boards of education to adopt and implement a coordinated school health program; to
9 provide for a state office to promote student health and physical fitness; to provide for related
10 matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

12 This Act shall be known and may be cited as the "Student Health and Fitness Act."
13

SECTION 2.

14 Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and
15 secondary education, is amended in Article 4A, relating to community involvement in
16 education, by adding a new Code section to the end of such article to read as follows:
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18 "20-2-87.

19 (a) Each local board of education shall establish a local school health advisory council,
20 consistent with the provisions of the federal Child Nutrition and WIC Reauthorization Act
21 of 2004, P.L. 108-265, to serve as an advisory body on health, physical education, and
22 nutrition policy issues to the local board of education. Each school health advisory council
23 shall help plan, implement, and monitor the implementation of a health, physical education,
24 and nutrition policy as part of the local school system's coordinated school health plan
25 adopted pursuant to Code Section 20-2-324 and shall encourage a wide range of

1 supplemental health, physical activity, and nutrition programs that may be provided on
2 school property beyond the confines of the traditional school day.

3 (b) The members of the school health advisory council shall be appointed by the local
4 board of education and shall be composed of community and school members representing
5 the eight components of a coordinated school health program as described in Code Section
6 20-2-324, representatives from the local health department, and school administrators."

7 SECTION 3.

8 Said chapter is further amended in Code Section 20-2-142, relating to prescribed courses and
9 the development and dissemination of instructional materials on the effects of alcohol, by
10 striking subsection (c) and inserting in its place the following:

11 "(c) The State Board of Education shall establish standards for the certification or
12 designation of teachers who provide instruction in physical education which shall ensure
13 that all such teachers are adequately prepared and regularly participate in professional
14 development activities to effectively deliver a physical education program under the
15 supervision of certified physical education teachers. The State Board of Education shall
16 prescribe a course of study in health and physical education for all grades and grade levels
17 in the public schools and shall establish ~~minimum time requirements and~~ standards for its
18 administration. The course of study for elementary school students shall require, at a
19 minimum, 150 minutes of physical education instruction per week with a certified physical
20 education teacher or a teacher under the supervision of a certified physical education
21 teacher for students in kindergarten through grade five. For middle school students, each
22 local board of education shall develop a proposed plan for delivering, at a minimum, 225
23 minutes of physical education instruction per week with a certified physical education
24 teacher or a teacher under the supervision of a certified physical education teacher to
25 students in grades six through eight. Each local school system shall submit such a plan to
26 the Department of Education no later than December 31, 2006. The Department of
27 Education shall submit a summary of such plans to the General Assembly no later than
28 January 15, 2007. The Department of Education shall review such plans and shall develop
29 and establish a required program of physical education instruction for middle school
30 students in accordance with this subsection which shall be implemented beginning in the
31 2007-2008 school year. For the 2006-2007 school year, each local board of education is
32 strongly encouraged to provide meaningful physical education instruction to students in
33 grades six through eight. Every elementary school student shall be required to participate
34 in physical education instruction, including students in alternative education programs;
35 provided, however, that the course of study will be adapted for students with disabilities,
36 chronic health problems, and other special needs. The physical education course for

1 elementary school students and the plans developed and submitted by each local board of
 2 education for middle school students shall provide for physical exertion of at least
 3 moderate to vigorous intensity and for a duration sufficient to provide a significant health
 4 benefit to students. The physical education course shall provide an environment in which
 5 students learn, practice, and receive assessment on developmentally appropriate motor
 6 skills, social skills, and health and physical education knowledge. The course shall include
 7 a coordinated health and physical education program designed to prevent obesity,
 8 cardiovascular disease, and Type II diabetes. ~~The course shall include instruction~~
 9 ~~concerning the impact of alcohol, tobacco, and drug use upon health.~~ A manual setting out
 10 the details and requirements of such courses of study shall be prepared or approved by the
 11 State School Superintendent in cooperation with the Department of Human Resources, the
 12 state board, and such expert advisers as they may choose. The Department of Education
 13 is directed to assemble or develop instructional resources and materials concerning ~~alcohol~~
 14 ~~and drug abuse~~ health and physical education instruction, taking into consideration
 15 technological enhancements available for utilization of such instructional resources."

16 SECTION 4.

17 Said chapter is further amended in Part 15 of Article 6, relating to miscellaneous provisions
 18 relative to the "Quality Basic Education Act," by adding new Code sections to the end of
 19 such part to read as follows:

20 "20-2-324.

21 (a) By July 1, 2006, each local board of education shall adopt and implement a coordinated
 22 school health program, prepared in collaboration with the school health advisory council,
 23 to address health issues in the local school system. The coordinated school health program
 24 shall include the components provided for in the model coordinated school health program
 25 provided by the State Board of Education pursuant to subsection (b) of this Code section.

26 (b) The State Board of Education shall develop a model coordinated school health program
 27 designed to address health issues which shall include coordination of the following
 28 components:

- 29 (1) Safe environment;
- 30 (2) Physical education;
- 31 (3) Health education;
- 32 (4) Staff wellness;
- 33 (5) Health services;
- 34 (6) Mental and social well-being;
- 35 (7) Nutrition; and
- 36 (8) Parental and family involvement.

