

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)



128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 1344

H.P. 934

House of Representatives, April 6, 2017

**An Act To Assess and Improve the Quality of Physical Education in
Kindergarten to Grade 12**

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative DAUGHTRY of Brunswick.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 20-A MRS §4502, sub-§8, ¶A**, as enacted by PL 2011, c. 669, §5, is
3 amended to read:

4 A. Financial hardship is one criterion the commissioner must consider in determining
5 whether to grant a waiver, except that when a waiver from compliance with a
6 physical education requirement in section 4711, 4712 or 4723 is being considered,
7 the commissioner may not consider financial hardship.

8 **Sec. 2. Assessment of physical education offered in schools.** The
9 Department of Education shall conduct a comprehensive assessment of physical
10 education offered to kindergarten to grade 12 students in public schools.

11 1. The assessment must include a review of the following for each school
12 administrative unit:

13 A. The quantity of physical education offered to students in the school administrative
14 unit;

15 B. Physical education curriculum standards including whether the school
16 administrative unit is using a planned kindergarten to grade 12 sequential physical
17 education curriculum that adheres to national and state standards for physical
18 education and whether this curriculum is systematically reviewed and updated;

19 C. The credentials of physical education teachers in the school administrative unit;

20 D. Programs used by the school administrative unit to integrate student fitness and
21 professional development for teachers;

22 E. Physical education equipment and facilities;

23 F. Any waivers or exemptions from state physical education requirements;

24 G. Whether a policy exists that allows teachers or administrators to withhold
25 physical activity as punishment;

26 H. Whether the school administrative unit has other physical activity opportunities,
27 including safe routes to school, classroom activity breaks and club, intramural or
28 team sports;

29 I. Whether there are requirements for fitness, motor skills, cognitive and affective
30 assessment in physical education that are based on student improvement and
31 knowledge gain; and

32 J. Whether physical education course grades are included in the calculation of grade
33 point averages, class rank and academic recognition programs such as honor roll in
34 the same manner as other subject areas.

35 2. As part of the department's review, the department shall work with all school
36 administrative units to complete a comprehensive self-assessment of the school
37 administrative unit's physical education programs, which at a minimum must include a
38 self-assessment of the review measures in subsection 1.

