

HOUSE No. 02709

The Commonwealth of Massachusetts

PRESENTED BY:

Cheryl A. Coakley-Rivera

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act to improve quality physical education .

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Cheryl A. Coakley-Rivera

10th Hampden

Benjamin Swan

11th Hampden

HOUSE No. 02709

By Ms. Coakley-Rivera of Springfield, a petition (accompanied by bill, House, No. 2709) of Swan and Coakley-Rivera for legislation to establish a physical education pilot program Joint Committee on Education.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
□ HOUSE
□ , NO. 3430 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act to improve quality physical education .

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. There is hereby established the Massachusetts Physical Education Pilot Program,
2 in order to provide matching grants to not less than 6 public elementary, middle, or high schools
3 across the commonwealth for the purpose of determining the potential for statewide expansion
4 and enhancement of physical education in all public schools.

5 The department of elementary and secondary education shall oversee the administration of this
6 grant, provided, that in awarding pilot grants, participating elementary schools that currently
7 provide less than 60 minutes of physical education be required to provide not less than 120
8 minutes; provided further, that participating elementary schools that currently provide led than
9 120 minutes of physical education be required to provide not less than 150 minutes; provided

10 further, that participating middle and high schools that currently provide less than 60 minutes of
11 physical education be required to provide not less than 120 minutes; provided further, that
12 participating middle and high schools that currently provide more than 120 minutes will be
13 required to provide not less than 150 minutes, with the goal of reaching not less than 225 minutes
14 in 3 years; provided further, that pilot grantees shall not be penalized in any manner if a
15 reasonable attempt has been made to provide the program to each student.

16 SECTION 2. Each potential pilot school shall be required to provide a proposed plan to the
17 department of elementary and secondary education outlining how the school shall meet said
18 requirements over a 3 year period; provided further, that grant applications shall include the
19 delineation of any unmet funding needs including, but not limited to, additional program and
20 personnel costs deemed necessary in order to conduct requirements of the pilot program. To the
21 extent funds are available, the grant shall provide for such unmet funding needs.

22 SECTION 3. A Physical Education Advisory Commission shall be established to advise the
23 commissioner of elementary and secondary education on all eligible applicants, and shall work in
24 conjunction with the department of elementary and secondary education to review the pilot
25 program.

26 The commission shall consist of the commissioners of elementary and secondary education and
27 public health or each of their designees, 1 person to be appointed by the Senate President, 1
28 person to be appointed by the Speaker of the House and 3 persons to be appointed by the
29 Governor, 1 of whom shall be a representative of the Massachusetts Physical Education, Health,
30 Recreation and Dance Association (MAPHERD), 1 of whom shall be a representative of the

31 American Heart Association, and 1 of whom shall be a representative of the American Diabetes
32 Association.

33 The department of elementary and secondary education shall administer grants for the physical
34 education pilot program and will work with the advisory committee in order to find matching
35 funds from outside sources to support schools financial requests.

36 The department, working in conjunction with the Physical Education Pilot Advisory Commission
37 shall evaluate the pilot program and report its preliminary findings by July 1, 2012 to the General
38 Court, and shall present a final report to the General Court by July 31, 2014.