The bill was read for the first time and referred to the Committee on Education Policy

A bill for an act
relating to education; prohibiting exclusion from recess as student discipline; amending Minnesota Statutes 2020, section 120B.026; proposing coding for new law in Minnesota Statutes, chapter 121A.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2020, section 120B.026, is amended to read:
120B. 026 PHYSICAL EDUCATION; EXCLUSION EXCUSAL FROM CLASS;

## RECESS.

A student may be excused from a physical education class if the student submits written information signed by a physician stating that physical activity will jeopardize the student's health. A student may be excused from a physical education class if being excused meets the child's unique and individualized needs according to the child's individualized education program, federal 504 plan, or individualized health plan. A student may be excused if a parent or guardian requests an exemption on religious grounds. A student with a disability must be provided with modifications or adaptations that allow physical education class to meet their needs. Schools are strongly encouraged not to exclude students in kindergarten through grade 5 from recess due to punishment or disciplinary action.

EFFECTIVE DATE. This section is effective July 1, 2022.

## Sec. 2. [121A.611] RECESS.

A teacher, school employee, or other agent of a district or charter school must not exclude a student in elementary school from participation in recess to punish or otherwise discipline the student.

