

House Bill 1192

By: Representatives Jasperse of the 12th, Hamilton of the 23rd, Dudgeon of the 24th, Harden of the 28th, Teasley of the 38th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia
2 Annotated, relating to the health of students in elementary and secondary education, so as to
3 repeal requirements relating to an annual fitness assessment program; to provide for related
4 matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,
8 relating to the health of students in elementary and secondary education, is amended by
9 repealing and reserving Code Section 20-2-777, relating to an annual fitness assessment
10 program, as follows:

11 "20-2-777.

12 ~~(a)(1) Beginning in the 2011-2012 school year, each local school system shall conduct an~~
13 ~~annual fitness assessment program, as approved and funded by the State Board of~~
14 ~~Education, one time each school year for students in grades one through 12, to be~~
15 ~~conducted only during a physical education course that is taught by a certificated physical~~
16 ~~education teacher in which a student is enrolled. Such assessments shall include methods~~
17 ~~deemed by the State Board of Education as appropriate to ascertain levels of student~~
18 ~~physical fitness. Each local school system shall report the individual results of the fitness~~
19 ~~assessment to the parent or guardian of each student assessed and the aggregate results of~~
20 ~~the fitness assessments by school to the State Board of Education annually in a format~~
21 ~~approved and funded by the State Board of Education. The minimum required contents of~~
22 ~~the report shall be determined by the State Board of Education.~~

23 ~~(2) Each local school system shall be required to provide at least the minimum~~
24 ~~instruction in physical education prescribed by the State Board of Education in rules and~~
25 ~~regulations established pursuant to subsection (c) of Code Section 20-2-142.~~

26 ~~(b) The State Board of Education shall be responsible for the coordination of health and~~
27 ~~physical education and fitness activities and requirements, including, but not limited to,~~
28 ~~modification or promulgation of rules and regulations related thereto. The State Board of~~
29 ~~Education shall adopt and disseminate to local school systems standards which adequately~~
30 ~~express the most current and widely accepted best practices and benchmarks in the areas~~
31 ~~of student health and physical education. The State Board of Education's efforts may be~~
32 ~~supported with state, federal, or private funding or a combination thereof.~~

33 ~~(c) The State Board of Education shall submit an annual report to the Governor, beginning~~
34 ~~October 1, 2012, and annually thereafter. Such report shall include the compliance status~~
35 ~~of each local school system and each school with applicable State Board of Education rules~~
36 ~~and regulations. The Governor may, in coordination with the State Board of Education,~~
37 ~~establish one or more recognition programs to acknowledge local school systems and~~
38 ~~schools which have most improved in their physical fitness assessments. The Governor~~
39 ~~may collaborate with private corporations in the development and implementation of~~
40 ~~recognition programs pursuant to this subsection, including providing monetary or other~~
41 ~~incentives to local school systems or schools for attaining certain levels of health status.~~
42 ~~All local school systems or schools receiving acknowledgment through a recognition~~
43 ~~program established by the Governor pursuant to this subsection shall also be recognized~~
44 ~~on the State Board of Education's website.~~

45 ~~(d) This Code section, except for subsection (b), shall be repealed on June 30, 2019.~~
46 Reserved."

47 **SECTION 2.**

48 All laws and parts of laws in conflict with this Act are repealed.