

1 HB105  
2 115831-1  
3 By Representative Guin  
4 RFD: Education Policy  
5 First Read: 12-JAN-10  
6 PFD: 01/06/2010

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8 SYNOPSIS: Under existing law, every public school and  
9 private school, except a church school, is required  
10 to carry out a system of physical education.

11 This bill would, effective for the 2010-11  
12 school year, require all students in grades K-8 to  
13 take physical education without substitution.

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15 A BILL  
16 TO BE ENTITLED  
17 AN ACT  
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19 To amend Section 16-40-1, Code of Alabama 1975,  
20 relating to physical education in public and private schools;  
21 to further provide for the physical education program in the  
22 schools.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. Section 16-40-1, Code of Alabama 1975, is  
25 amended to read as follows:

26 "§16-40-1.

1           "(a) Every public school and private school, except  
2 church schools as defined in Section 16-28-1, shall carry out  
3 a system of physical education, the character of which shall  
4 conform to the program or course outlined by the Department of  
5 Education and which meets the requirements of this section.

6           "(b) Beginning with the 2010-11 school year, all  
7 students in grades K-8 shall take physical education without  
8 allowing any substitution."

9           Section 2. This act shall become effective on the  
10 first day of the third month following its passage and  
11 approval by the Governor, or its otherwise becoming law.