

**PHYSICAL EDUCATION AND ACTIVITY**

The Governing Board recognizes the positive benefits of physical activity on student health and academic achievement. The district shall provide all students the opportunity to be physically active on a regular basis through high-quality physical education instruction and may provide additional opportunities for physical activity throughout the school day. The district's physical education and activity programs shall support the district's coordinated student wellness program and encourage students' lifelong fitness.

*(cf. 5030 - Student Wellness)*

*(cf. 6142.8 - Comprehensive Health Education)*

Physical education classes shall be conducted in the coeducational, inclusive manner prescribed by law. The district shall provide instruction in physical education that provides equal access and equal opportunities for participation for all students in grades 1-12 regardless of gender, gender expression, sexual orientation, and mental or physical disability. (Education Code 220, 221.5, 33352; 5 CCR 4900, 4930, 4931, 4940, 4960; 34 CFR 106.33, 106.34, 300.108)

*(cf. 0410 - Nondiscrimination in District Programs and Activities)*

The district's physical education program shall provide a developmentally appropriate sequence of instruction aligned with the state's model content standards and curriculum framework.

*(cf. 6011 - Academic Standards)*

*(cf. 6143 - Courses of Study)*

For grades 9-12, the overall course of study shall include the effects of physical activity upon dynamic health, the mechanics of body movement, aquatics, gymnastics and tumbling, individual and dual sports, rhythms and dance, team sports, and combatives. (Education Code 33352; 5 CCR 10060)

The Board shall approve the courses in grades 9-12 for which physical education credit may be granted.

*(cf. 6146.1 - High School Graduation Requirements)*

*(cf. 6146.11 - Alternative Credits Toward Graduation)*

The district's physical education program shall engage students in moderate to vigorous physical activity, as defined in the accompanying administrative regulation, for at least 50 percent of class or session time. The Superintendent or designee shall develop strategies to monitor the amount of moderate to vigorous physical activity that takes place in the physical education instructional program.

Students with disabilities shall be provided instruction in physical education in accordance with their individualized education program or Section 504 accommodation plan.

## **PHYSICAL EDUCATION AND ACTIVITY (continued)**

*(cf. 6159 - Individualized Education Program)*  
*(cf. 6164.6 - Identification and Education Under Section 504)*

During air pollution episodes, extreme weather, or other inclement conditions, physical education staff shall make appropriate adjustments to the program or shall seek alternative indoor space to enable students to participate in active physical education.

*(cf. 3514 - Environmental Safety)*  
*(cf. 5141.7 - Sun Safety)*  
*(cf. 5141.23 - Asthma Management)*  
*(cf. 6145.2 - Athletic Competition)*

The Superintendent or designee shall develop strategies to supplement physical education instruction with additional opportunities for students to be physically active before, during, and after the school day.

*(cf. 1330.1 - Joint Use Agreements)*  
*(cf. 5142.2 - Safe Routes to School Program)*  
*(cf. 5148 - Child Care and Development Program)*  
*(cf. 5148.2 - Before/After School Programs)*  
*(cf. 6145 - Extracurricular and Cocurricular Activities)*

### **Staffing**

Physical education instruction shall be delivered by appropriately credentialed teachers who may be assisted by instructional aides, paraprofessionals, and/or volunteers.

*(cf. 1240 - Volunteer Assistance)*  
*(cf. 4112.2 - Certification)*  
*(cf. 4112.21 - Interns)*  
*(cf. 4113 - Assignment)*  
*(cf. 4222 - Teacher Aides/Paraprofessionals)*

The district shall provide physical education teachers with continuing professional development, including classroom management and instructional strategies designed to keep students engaged and active and to enhance the quality of physical education instruction and assessment.

*(cf. 4131 - Staff Development)*  
*(cf. 5121 - Grades/Evaluation of Student Achievement)*

### **Physical Fitness Testing**

The Superintendent or designee shall annually administer the physical fitness test designated by the State Board of Education (FITNESSGRAM) to students in grades 5, 7, and 9. (Education Code 60800; 5 CCR 1041)

## **PHYSICAL EDUCATION AND ACTIVITY (continued)**

### **Temporary Exemptions**

The Superintendent or designee may grant a student a temporary exemption from physical education under either of the following conditions: (Education Code 51241)

1. The student is ill or injured and a modified program to meet his/her needs cannot be provided.
2. The student is enrolled for one-half time or less.

### **Two-Year Exemptions**

With the student's consent, the Superintendent or designee may exempt a student from physical education courses for any two years during grades 10-12 provided that the student has satisfactorily met at least five of the six standards of the FITNESSGRAM in grade 9. (Education Code 51241)

Upon request by students and/or their parents/guardians, the Superintendent or designee may administer the FITNESSGRAM to students in grades 10-12 who need to pass the test in order to qualify for a two-year exemption from physical education courses.

Students in grades 10-12 who have been granted a two-year exemption shall be offered a variety of elective physical education courses of not less than 400 minutes each 10 school days. (Education Code 33352, 51222)

Such students shall not be permitted to attend fewer total hours of courses and classes than they would have attended if enrolled in a physical education course. (Education Code 51241)

### **Permanent Exemption**

The Superintendent or designee may grant a student a permanent exemption from physical education when the student is age 16 years or older and has been enrolled in grade 10 for one or more academic years. However, such a student shall not be permitted to attend fewer total hours of courses and classes that he/she would have attended if enrolled in a physical education course. (Education Code 51241)

Students who have been granted a permanent exemption shall be offered a variety of elective physical education courses of not less than 400 minutes each 10 school days. (Education Code 33352)

*(cf. 6112 - School Day)*

## **PHYSICAL EDUCATION AND ACTIVITY (continued)**

### **Other Exemptions**

The Superintendent or designee may grant a student an exemption from physical education under the following special circumstances:

1. When the student is in any of grades 10-12 and is excused for up to 24 clock hours in order to participate in automobile driver training. However, any such student shall attend a minimum of 7,000 minutes of physical education instruction during the school year. (Education Code 51222)
2. When the student is in any of grades 10-12, attends a regional occupational center or program, and, because of the travel time involved, would experience hardship to attend physical education courses. Any such student shall have a minimum school day of 180 minutes. (Education Code 52316)

*(cf. 6178.2 - Regional Occupational Center/Program)*

3. When the student is in grades 10-12 and is engaged in a regular school-sponsored interscholastic athletic program carried on wholly or partially after regular school hours a semester of PE may be exempted for each season of sport successfully completed. (Education Code 51242)
4. When the student is in grades 10-12, is engaged in marching band or color guard course and has passed 5 of the 6 standards on the physical fitness test, a semester of PE may be exempted for each fall semester of the course successfully completed with a "C-" or better. (Education Code 51241) For the 2019-2020 and 2020-2021 school years, the requirement that the student pass 5 of the 6 standards on the physical fitness test shall be waived due to SB 820, which suspended the physical fitness test.
5. When the student is in grades 10-12, is engaged in school-sponsored cheerleading carried on wholly or partially after regular school hours and has passed 5 of the 6 standards on the physical fitness test, a semester of PE may be exempted for each year of cheerleading successfully completed. (Education Code 51241) For the 2019-2020 and 2020-2021 school years, the requirement that the student pass 5 of the 6 standards on the physical fitness test shall be waived due to SB 820, which suspended the physical fitness test.

*(cf. 6145.2 - Athletic Competition)*

### **Program Evaluation**

The Superintendent or designee shall annually report to the Board each school's FITNESSGRAM results for each applicable grade level. He/she shall also report to the Board regarding the number of instructional minutes offered in physical education for each grade level, the number of two-year and permanent exemptions granted pursuant to Education Code 51241, and any other data agreed upon by the Board and the Superintendent or designee to evaluate program quality and the effectiveness of the district's program in meeting goals for physical activity.

## **PHYSICAL EDUCATION AND ACTIVITY (continued)**

*(cf. 0500 - Accountability)*

*(cf. 6190 - Evaluation of the Instructional Program)*

### *Legal Reference:*

#### *EDUCATION CODE*

*33126 School accountability report card*

*33350-33354 CDE responsibilities re: physical education*

*35256 School accountability report card*

*44250-44277 Credential types*

*49066 Grades; physical education class*

*51210 Course of study, grades 1-6*

*51220 Course of study, grades 7-12*

*51222 Physical education*

*51223 Physical education, elementary schools*

*51241 Temporary, two-year or permanent exemption from physical education*

*51242 Exemption from physical education for athletic program participants*

*52316 Excuse from attending physical education classes*

*60800 Physical performance test*

#### *CODE OF REGULATIONS, TITLE 5*

*1040-1048 Physical performance test*

*3051.5 Adapted physical education for individuals with exceptional needs*

*4600-4687 Uniform complaint procedures*

*10060 Criteria for high school physical education programs*

*80020 Additional assignment authorizations for specific credentials*

*80037 Designated subjects teaching credential; special teaching authorization in physical education*

*80046.1 Added authorization to teach adapted physical education*

#### *UNITED STATES CODE, TITLE 29*

*794 Rehabilitation Act of 1973, Section 504*

#### *UNITED STATES CODE, TITLE 42*

*1758b Local wellness policy*

#### *ATTORNEY GENERAL OPINIONS*

*53 Ops.Cal.Atty.Gen. 230 (1970)*

#### *COURT DECISIONS*

*Doe v. Albany Unified School District (2010) 190 Cal.App.4th 668*

*Cal200 et al. v. San Francisco Unified School District et al. (2013), San Francisco Superior Court, Case No. CGC-13-534975*

*Cal200 et al. v. Oakland Unified School District et al. (San Francisco Superior Court, Case No. CPF-14-513959*

*Management Resources: (see next page)*

## PHYSICAL EDUCATION AND ACTIVITY (continued)

### Management Resources:

#### CSBA PUBLICATIONS

*Districts at Risk from Lawsuits Regarding PE Instructional Minute Requirement, Legal Alert, May 2015*

*Monitoring for Success: A Guide for Assessing and Strengthening Student Wellness Policies, 2012*

*Student Wellness: A Healthy Food and Physical Activity Policy Resource Guide, rev. 2012*

*Active Bodies, Active Minds: Physical Activity and Academic Achievement, Fact Sheet, February 2010*

*Maximizing Opportunities for Physical Activity Through Joint Use of Facilities, Policy Brief, rev. February 2010*

*February 2010*

*Maximizing Opportunities for Physical Activity During the School Day, Fact Sheet, November 2009*

*Moderate to Vigorous Physical Activity in Physical Education to Improve Health and Academic Outcomes, Fact Sheet, November 2009*

*Physical Education and California Schools, Policy Brief, rev. October 2007*

*Physical Education and California Schools, Policy Brief, rev. October 2007*

#### CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Physical Education Framework for California Public Schools: Kindergarten Through Grade 12, 2009*

*Physical Education Model Content Standards for California Public Schools: Kindergarten Through Grade 12, January 2005*

*Adapted Physical Education Guidelines for California Schools, 2003*

#### CENTERS FOR DISEASE CONTROL AND PREVENTION PUBLICATIONS

*School Health Index (SHI): Self-Assessment and Planning Guide 2014*

#### COMMISSION ON TEACHER CREDENTIALING PUBLICATIONS

*The Administrator's Assignment Manual, 2007*

#### U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES PUBLICATIONS

*2008 Physical Activity Guidelines for Americans, October 2008*

#### WEB SITES

CSBA: <http://www.csba.org>

California Department of Education, Physical Fitness Testing: <http://www.cde.ca.gov/ta/tg/pf>

California Healthy Kids Resource Center: <http://www.californiahealthykids.org>

California Project LEAN (Leaders Encouraging Activity and Nutrition):

<http://www.californiaprojectlean.org>

Centers for Disease Control and Prevention: <http://www.cdc.gov>

Commission on Teacher Credentialing: <http://www.ctc.ca.gov>

Educational Data System, California physical fitness: <http://www.eddata.com/projects/current/cpf>

Healthy People 2010: <http://www.healthypeople.gov>

National Association for Sport and Physical Education: <http://www.aahperd.org/naspe>

President's Council on Physical Fitness and Sports: <http://www.fitness.gov>

U.S. Department of Health and Human Services: <http://www.health.gov>

### Policy

adopted: July 17, 2001

revised: June 8, 2004

revised: July 12, 2005

revised: July 13, 2010

revised: November 8, 2016

revised: April 23, 2019

first reading: February 23, 2021

revised: March 9, 2021

### VISALIA UNIFIED SCHOOL DISTRICT

Visalia, California

**PHYSICAL EDUCATION AND ACTIVITY****Definitions**

*Physical education* is a sequential educational program that teaches students to understand and participate in regular physical activity for developing and maintaining physical fitness throughout their lifetime, understand and improve their motor skills, enjoy using their skills and knowledge to establish a healthy lifestyle, and understand how their bodies work.

*Physical activity* is bodily movement that is produced by the contraction of skeletal muscle and that substantially increases energy expenditure, including exercise, sport, dance, and other movement forms.

*Moderate physical activity* is any activity which generally requires sustained, rhythmic movements and refers to a level of effort a healthy individual might expend while, for example, walking briskly, dancing, swimming, or bicycling on level terrain. A person should feel some exertion but should be able to carry on a conversation comfortably during the activity.

*Vigorous physical activity* is any activity which generally requires sustained, rhythmic movements and refers to a level of effort a healthy individual might expend while, for example, jogging, participating in high-impact aerobic dancing, swimming continuous laps, or bicycling uphill. Vigorous physical activity may be intense enough to result in a significant increase in heart and respiration rate.

**Instructional Time**

Instruction in physical education shall be provided for at least the following minimum period of time: (Education Code 51210, 51222, 51223)

1. For students in grades 1-6, 200 minutes each 10 school days, exclusive of recesses and the lunch period
2. For students in grades 7-8 attending an elementary school, 200 minutes each 10 school days, exclusive of recesses and the lunch period
3. For students in grades 7-8 attending a middle school or junior high school, 400 minutes each 10 school days
4. For students in grades 9-12, 400 minutes each 10 school days

If the instructional minute requirement cannot be met during any 10-day period due to inclement weather, a school assembly, field trip, student assessment, or other circumstance, the school shall make up those minutes on another day in order to satisfy the instructional minute requirement.

The Superintendent or designee shall determine a method to document compliance with the required number of instructional minutes. Such documentation may include, but not be limited to, a

## **PHYSICAL EDUCATION AND ACTIVITY (continued)**

master schedule, teacher roster, or log for staff or students to record the number of physical education minutes completed.

Any complaint alleging noncompliance with the instructional minute requirement for elementary schools may be filed in accordance with the district's procedures in AR 1312.3 - Uniform Complaint Procedures. A complainant not satisfied with the district's decision may appeal the decision to the California Department of Education (CDE). If the district or the CDE finds merit in a complaint, the district shall provide a remedy to all affected students and parents/guardians. (Education Code 51210, 51223; 5 CCF 4600-4687)

*(cf. 1312.3 - Uniform Complaint Procedures)*

### **Monitoring Moderate to Vigorous Physical Activity**

To monitor whether students are engaged in moderate to vigorous physical activity for at least 50 percent of physical education class or session time, the Superintendent or designee may:

1. Develop methods to estimate the amount of time students spend in moderate to vigorous physical activity or the number of students who are inactive during physical education classes
2. Provide physical education teachers with staff development, self-monitoring tools, stopwatches, and/or heart rate monitors to assist them in planning and assessing the level of activity in their classes

*(cf. 4115 - Evaluation/Supervision)*

### **Physical Fitness Testing**

During the annual assessment window between the months of February through May, students in grades 5, 7, and 9 shall be administered the physical fitness test designated by the State Board of Education (FITNESSGRAM). (Education Code 60800; 5 CCR 1041)

*(cf. 6162.5 - Student Assessment)*

The Superintendent or designee may provide a make-up date for students who are unable to take the test based on absence or temporary physical restriction or limitations, such as students recovering from illness or injury. (5 CCR 1043)

On or before November 1 of each school year, the Superintendent may designate an employee to serve as the district's physical fitness test coordinator and so notify the test contractor. The test coordinator shall serve as the liaison between the district and California Department of Education for all matters related to the physical fitness test. His/her duties shall be those specified in 5 CCR 1043.4, including, but not limited to, overseeing the administration of the test and the collection and return of all test data to the test contractor. (5 CCR 1043.4)

**PHYSICAL EDUCATION AND ACTIVITY** (continued)

Students shall be provided with their individual results after completing the FITNESSGRAM. The test results may be provided in writing or orally as the student completes the testing and shall be included in his/her cumulative record. (Education Code 60800; 5 CCR 1043.10, 1044)

*(cf. 5125 - Student Records)*

Each student's test results shall also be provided to his/her parents/guardians.

The Superintendent or designee shall report the aggregate results of the FITNESSGRAM in the annual school accountability report card required by Education Code 33126 and 35256. (Education Code 60800)

*(cf. 0510 - School Accountability Report Card)*

**Testing Variations**

All students may be administered the FITNESSGRAM with the following test variations: (5 CCR 1047)

1. Extra time within a testing day
2. Test directions that are simplified or clarified

All students may have the following test variations if they are regularly used in the classroom: (5 CCR 1047)

1. Audio amplification equipment
2. Separate testing for individual students provided that they are directly supervised by the test examiner
3. Manually Coded English or American Sign Language to present directions for test administration

Students with a physical disability and students who are physically unable to take all of the test shall undergo as much of the test as their physical condition will permit. (Education Code 60800; 5 CCR 1047)

Students with disabilities may be provided the following accommodations if specified in their individualized education program (IEP) or Section 504 plan: (5 CCR 1047)

1. Administration of the test at the most beneficial time of day to the student after consultation with the test contractor
2. Administration of the test by a test examiner to the student at home or in the hospital
3. Any other accommodation specified in the student's IEP or Section 504 plan for the physical fitness test

## **PHYSICAL EDUCATION AND ACTIVITY (continued)**

*(cf. 6159 - Individualized Education Program)*

*(cf. 6164.6 - Identification and Education Under Section 504)*

Identified English learners may be allowed the following additional test variations if regularly used in the classroom: (5 CCR 1048)

1. Separate testing with other English learners, provided that they are directly supervised by the test examiner
2. Test directions translated into their primary language, and the opportunity to ask clarifying questions about the test directions in their primary language

### **Additional Opportunities for Physical Activity**

The Superintendent or designee shall implement strategies for increasing opportunities for physical activity outside the physical education program, which may include, but not be limited to:

1. Training recess and lunch supervisors on methods to engage students in moderate to vigorous physical activity

*(cf. 1240 - Volunteer Assistance)*

*(cf. 4231 - Staff Development)*

*(cf. 5030 - Student Wellness)*

2. Encouraging teachers to incorporate physical activity into the classroom
3. Establishing extracurricular activities that promote physical activity, such as school clubs, intramural athletic programs, dance performances, special events, and competitions

*(cf. 6145 - Extracurricular and Cocurricular Activities)*

*(cf. 6145.5 - Student Organizations and Equal Access)*

4. Incorporating opportunities for physical activity into before- or after-school programs and/or child care and development programs

*(cf. 5148 - Child Care and Development Program)*

*(cf. 5148.2 - Before/After School Programs)*

5. Exploring opportunities for joint use of facilities or grounds in order to provide adequate space for students and community members to engage in recreational activities

*(cf. 1330.1 - Joint Use Agreements)*

6. Developing business partnerships to maximize resources for physical activity equipment and programs

**PHYSICAL EDUCATION AND ACTIVITY** (continued)

*(cf. 1700 - Relations Between Private Industry and the Schools)*

7. Developing programs to encourage and facilitate walking, bicycling, or other active transport to and from school

*(cf. 5142.2 - Safe Routes to School Program)*

Regulation

approved: July 17, 2001

revised: June 8, 2004

revised: June 13, 2005

revised: June 7, 2010

revised: October 11, 2012

revised: September 19, 2016

revised: February 4, 2021

**VISALIA UNIFIED SCHOOL DISTRICT**

Visalia, California



# Visalia Unified School District

## COLLEGE AND CAREER COUNSELING

E 6142.7

Student Name \_\_\_\_\_ Counselor Name \_\_\_\_\_ Date \_\_\_\_\_

VUSD desires to provide sophomore students and parents with an evaluation of the student's progress. This evaluation will include many important elements of this student's progress as listed below.

I. Items covered during sophomore counseling appointment:

A. \_\_\_\_\_ Credits earned to date: \_\_\_\_\_ Credits still needed for graduation: \_\_\_\_\_

B. \_\_\_\_\_ Classes needed for make-up: \_\_\_\_\_

C. \_\_\_\_\_ Career Plans: \_\_\_\_\_

D. \_\_\_\_\_ College Plans: CC Campus \_\_\_\_\_ CSU Campus \_\_\_\_\_  
UC Campus \_\_\_\_\_ Private University \_\_\_\_\_  
Trade School \_\_\_\_\_ Other \_\_\_\_\_

E. \_\_\_\_\_ College Testing 9<sup>th</sup> \_\_\_\_\_ 10<sup>th</sup> \_\_\_\_\_  
11<sup>th</sup> \_\_\_\_\_  
12<sup>th</sup> \_\_\_\_\_

F. \_\_\_\_\_ Grade Point Average: High School \_\_\_\_\_ CSU \_\_\_\_\_ UC \_\_\_\_\_

G. \_\_\_\_\_ Sophomore / Junior / Senior Plan:

SOPHOMORE YEAR	JUNIOR YEAR	SENIOR YEAR
English	English	English
World History	US History	Civics/ Economics
Mathematics	Science: _____	
Biology		

☐ Student requires physical education exemption and meets legal requirements.

H. \_\_\_\_\_ Activities: \_\_\_\_\_

- II. To date this 10<sup>th</sup> grader is: \_\_\_\_\_ on track, no problems with units, requirements or grades  
\_\_\_\_\_ on track, but grades should be better  
\_\_\_\_\_ has met minimum requirements, but is in danger of falling behind  
\_\_\_\_\_ has fallen behind and will have to make up classes  
\_\_\_\_\_ alternative placement will need to be considered

\_\_\_\_\_  
(Student Signature)

\_\_\_\_\_  
(Parent Signature)

\_\_\_\_\_  
(Counselor/Learning Director Signature)

Follow-Up Conference Date: \_\_\_\_\_