

By: Talarico

H.B. No. 2887

A BILL TO BE ENTITLED

AN ACT

1
2 relating to health and physical education requirements in public
3 schools.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 28.002(1), Education Code, is amended to
6 read as follows:

7 (1) A school district shall require a student enrolled in
8 full-day prekindergarten, in kindergarten, or in a grade level
9 below grade six to participate in moderate or vigorous daily
10 physical activity for at least 30 minutes throughout the school
11 year as part of the district's physical education curriculum or
12 through structured activity during a school campus's daily
13 recess. To the extent practicable, a school district shall require
14 a student enrolled in prekindergarten on less than a full-day basis
15 to participate in the same type and amount of physical activity as a
16 student enrolled in full-day prekindergarten. A school district
17 shall require students enrolled in grade levels six, seven, and
18 eight to participate in moderate or vigorous daily physical
19 activity for at least 30 minutes for six [~~at least four~~] semesters
20 during those grade levels as part of the district's physical
21 education curriculum. If a school district determines, for any
22 particular grade level below grade six, that requiring moderate or
23 vigorous daily physical activity is impractical due to scheduling
24 concerns or other factors, the district may as an alternative

1 require a student in that grade level to participate in moderate or
2 vigorous physical activity for at least 135 minutes during each
3 school week. Additionally, a school district may as an alternative
4 require a student enrolled in a grade level for which the district
5 uses block scheduling to participate in moderate or vigorous
6 physical activity for at least 225 minutes during each period of two
7 school weeks. A school district must provide for an exemption for:

8 (1) any student who is unable to participate in the
9 required physical activity because of illness or disability; and

10 (2) a middle school or junior high school student who
11 participates in an extracurricular activity with a moderate or
12 vigorous physical activity component that is considered a
13 structured activity under rules adopted by the commissioner.

14 SECTION 2. Section 28.025(b-1), Education Code, is amended
15 to read as follows:

16 (b-1) The State Board of Education by rule shall require
17 that the curriculum requirements for the foundation high school
18 program under Subsection (a) include a requirement that students
19 successfully complete:

20 (1) four credits in English language arts under
21 Section 28.002(a)(1)(A), including one credit in English I, one
22 credit in English II, one credit in English III, and one credit in
23 an advanced English course authorized under Subsection (b-2);

24 (2) three credits in mathematics under Section
25 28.002(a)(1)(B), including one credit in Algebra I, one credit in
26 geometry, and one credit in any advanced mathematics course
27 authorized under Subsection (b-2);

1 (3) three credits in science under Section
2 28.002(a)(1)(C), including one credit in biology, one credit in any
3 advanced science course authorized under Subsection (b-2), and one
4 credit in integrated physics and chemistry or in an additional
5 advanced science course authorized under Subsection (b-2);

6 (4) three credits in social studies under Section
7 28.002(a)(1)(D), including one credit in United States history, at
8 least one-half credit in government and at least one-half credit in
9 economics, and one credit in world geography or world history;

10 (5) except as provided under Subsections (b-12),
11 (b-13), and (b-14), two credits in the same language in a language
12 other than English under Section 28.002(a)(2)(A);

13 (6) four [~~five~~] elective credits;

14 (7) one credit in fine arts under Section
15 28.002(a)(2)(D); [~~and~~]

16 (8) except as provided by Subsection (b-11), 1-1/2
17 credits [~~one credit~~] in physical education under Section
18 28.002(a)(2)(C); and

19 (9) one-half credit in health under Section
20 28.002(a)(2)(B).

21 SECTION 3. Section 28.002(1), Education Code, as amended by
22 this Act, applies only to students entering the sixth grade during
23 the 2021-2022 school year or a later school year. For students
24 entering a grade above sixth grade during the 2021-2022 school
25 year, Section 28.002(1), Education Code, as that section existed
26 before amendment by this Act, applies, and that section is
27 continued in effect for that purpose.

1 SECTION 4. Section 28.025(b-1), Education Code, as amended
2 by this Act, applies only to students entering the ninth grade
3 during the 2021-2022 school year or a later school year. For
4 students entering a grade above ninth grade during the 2021-2022
5 school year, Section 28.025(b-1), Education Code, as that section
6 existed before amendment by this Act, applies, and that section is
7 continued in effect for that purpose.

8 SECTION 5. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2021.