



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

SB2762

Introduced 1/20/2006, by Sen. Mattie Hunter

SYNOPSIS AS INTRODUCED:

105 ILCS 5/27-6

from Ch. 122, par. 27-6

Amends the School Code. With respect to a pupil whom a school board has exempted from the requirement that the pupil engage daily in physical education because he or she must utilize the time set aside for physical education to receive special education support and services, provides that the pupil's individualized education program team makes the determination that the pupil must utilize the time set aside for physical education to receive special education support and services. Effective immediately.

LRB094 17001 NHT 52282 b

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Section
5 27-6 as follows:

6 (105 ILCS 5/27-6) (from Ch. 122, par. 27-6)

7 Sec. 27-6. Courses in physical education required; special
8 activities.

9 (a) Pupils enrolled in the public schools and State
10 universities engaged in preparing teachers shall be required to
11 engage daily during the school day, except on block scheduled
12 days for those public schools engaged in block scheduling, in
13 courses of physical education for such periods as are
14 compatible with the optimum growth and developmental needs of
15 individuals at the various age levels except when appropriate
16 excuses are submitted to the school by a pupil's parent or
17 guardian or by a person licensed under the Medical Practice Act
18 of 1987 and except as provided in subsection (b) of this
19 Section.

20 Special activities in physical education shall be provided
21 for pupils whose physical or emotional condition, as determined
22 by a person licensed under the Medical Practice Act of 1987,
23 prevents their participation in the courses provided for normal
24 children.

25 (b) A school board is authorized to excuse pupils enrolled
26 in grades 11 and 12 from engaging in physical education courses
27 if those pupils request to be excused for any of the following
28 reasons: (1) for ongoing participation in an interscholastic
29 athletic program; (2) to enroll in academic classes which are
30 required for admission to an institution of higher learning,
31 provided that failure to take such classes will result in the
32 pupil being denied admission to the institution of his or her

1 choice; or (3) to enroll in academic classes which are required
2 for graduation from high school, provided that failure to take
3 such classes will result in the pupil being unable to graduate.
4 A school board may also excuse pupils in grades 9 through 12
5 enrolled in a marching band program for credit from engaging in
6 physical education courses if those pupils request to be
7 excused for ongoing participation in such marching band
8 program. In addition, a school board may excuse a pupil ~~pupils~~
9 in any of grades 9 through 12 if the pupil's individualized
10 education program team determines that he or she ~~those pupils~~
11 must utilize the time set aside for physical education to
12 receive special education support and services. A school board
13 may also excuse pupils in grades 9 through 12 enrolled in a
14 Reserve Officer's Training Corps (ROTC) program sponsored by
15 the school district from engaging in physical education
16 courses. School boards which choose to exercise this authority
17 shall establish a policy to excuse pupils on an individual
18 basis.

19 (c) The provisions of this Section are subject to the
20 provisions of Section 27-22.05.

21 (Source: P.A. 94-189, eff. 7-12-05; 94-198, eff. 1-1-06;
22 94-200, eff. 7-12-05; revised 8-19-05.)

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.