CERTIFICATE

## STATE OF WISCONSIN RECEIVED AND FILED

## JUL 22 1980

## VEL PHILLIPS SECRETARY OF STATE

STATE OF WISCONSIN ) ) SS DEPARTMENT OF PUBLIC INSTRUCTION )

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

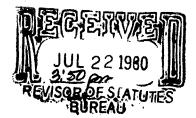
I, State Superintendent of the Department of Public Instruction and custodian of the official records of said department, do hereby certify that the annexed amendment to the rule relating to scheduling of 6th grade physical education students enrolled in secondary, middle or junior high school was duly adopted by this department on the first day of the month following its publication in the Wisconsin Administrative Register.

I further certify that said copy has been compared by me with the original on file in this department and the same is a true copy thereof, and of the whole of such original.

> IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Public Instruction at 125 South Webster Street, in the city of Madison, this 2/st day of July, 1980.

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Barbara Thompson State Superintendent State Department of Public Instruction



Teat efg. date 9-1-80

## ORDER OF THE DEPARTMENT OF PUBLIC INSTRUCTION AMENDING RULES

A rule to amend PI 8.01(2)(L)2. relating to scheduling of 6th grade physical education students enrolled in secondary, middle or junior high school.

Analysis Prepared by the Department of Public Instruction

This proposed rule amendment would change the interpretation of s. 121.02(1)(L), Stats. The present rule requires a daily physical education class for all students, K-6. The proposed change would exempt 6th grade students from the daily physical education rule when they are housed in an organization including higher grades. It would allow 6th graders to be scheduled in physical education according to the same criteria as upper grades.

The rule requiring daily physical education classes for elementary students fits K-6 schools quite appropriately. However, when 6th graders are housed with upper grades, as they are in middle schools and junior high schools, a scheduling problem frequently results. Physical education in grades 7-12 is very frequently scheduled on alternate days with classes of 45 minutes to an hour. The proposed rule change would allow 6th grade students to be scheduled in a similar way if the 6th graders are housed with the upper grades.

Since 6th grade is a pivotal year, falling appropriately within either elementary or middle school/junior high school organizations, this change seems justifiable. It would also allow the administrators of middle school/junior high schools to schedule physical education classes and teachers consistently.

Pursuant to authority vested in the Department of Public Instruction by s. 121.02(1), Wis. Stats., the Department hereby amends rules interpreting s. 121.02(1)(L), Wis. Stats., as follows:

Section PI 8.01(2)(L)2. is amended to read:

2. Physical education instruction shall be provided in accordance with a developmental, sequential, comprehensive physical education curriculum and program of instruction for all students. Instruction in grades K-6 shall be daily\* and shall be conducted by or under the supervision of a department certificated physical education teacher except that 6th graders may be scheduled in accordance with the criteria for scheduling grades 7-12 when housed in an organization including any

of those grades. All students in grades 7-12 shall participate in the instructional program of physical education taught by a department certificated physical education teacher except that in senior high schools which offer programs based on Life-time Sports one year or the equivalent may be optional. (\*Days on which special activities are conducted may be exempt.)

The amendment contained in this order shall take effect on the first day of the month following its publication in the Wisconsin Administrative Register.

Dated this  $\frac{2}{\sqrt{t}}$  day of July, 1980.

<u>Darbara</u> Thompson Barbara Thompson

State Superintendent State Department of Public Instruction