

# Instructions for Reporting on the PE Requirements Rule for Grades 6-8

## New Requirements for the 2023-24 School Year

HB 3199, which reduces the total number of physical education instructional minutes required in grades 6-8, was passed just before the close of the 2023 legislative session. The bill revises ORS 329.496 to include two significant changes. First, the weekly time requirement was reduced from 225 minutes. Second, the new weekly minimum of 150 minutes is calculated as an average over the duration of the school year. This provision went into effect on July 1, 2023.

As a result, some districts that were out of compliance with the old requirements in the 2022-23 school year, are now in compliance with the new requirements. **The Compliance Status choices for this rule have been adjusted so districts can accurately report their status for the previous year, as well as the current year.**

## Compliance Status on Community Report

On the Community Report template, there are four compliance status choices as shown in the screenshot below and described in the next section. The first status choice (in compliance with both old and new requirements) is the default choice on the template.

Choose an item.
In Compliance with both 2022-23 requirements (225/week) and revised requirements (150/week average)
Out of Compliance with 2022-23 requirements (225/week) but In Compliance with revised requirements (150/week average)
Out of Compliance with 2022-23 requirements (225/week) and with revised requirements (150/week average)
Implementing approved corrective action

## In Compliance with both Old and New Requirements

If the district provided students in grades 6-8 a minimum of 225 minutes per week throughout the 2022-23 school year AND students are scheduled to receive a minimum of 150 minutes per week averaged over the duration of the 2023-24 school year, the district should choose the first status option in the dropdown menu: In Compliance with both 2022-23 requirements (225/week) and revised requirements (150/week average).

## Out of Compliance with Old Requirements but In Compliance with New Requirements

If the district DID NOT provide students in grades 6-8 a minimum of 225 minutes per week throughout the 2022-23 school year BUT students are scheduled to receive a minimum of 150 minutes per week averaged over the duration of the 2023-24 school year, the district should choose the second status option in the dropdown menu: Out of Compliance with 2022-23 requirements (225/week) but In Compliance with revised requirements (150/week average).

**While the district does not need a corrective action plan, ODE recommends that the district include an explanation in the third column of the community report.**

## Out of Compliance with Old Requirements and New Requirements (reporting out of compliance for the first time)

If the district DID NOT provide students in grades 6-8 a minimum of 225 minutes per week throughout the 2022-23 school year AND students are not scheduled to receive a minimum of 150 minutes per week averaged over the duration of the 2023-24 school year, the district should choose the third status

option in the dropdown menu: Out of Compliance with 2022-23 requirements (225/week) and with revised requirements (150/week average).

The district will need to provide both an explanation and a corrective action plan. Only districts reporting out of compliance with this rule for the first time would choose this status. Districts that reported out of compliance with this rule on the November 2022 assurances, and that had to complete corrective action to be in compliance with the new requirements, should choose the fourth status option: Implementing Approved Corrective Action.

#### Implementing Approved Corrective Action (reported out of compliance last year and required to implement corrective action to be in compliance with new requirements)

If the district reported out of compliance with the old requirements on the November 2022 assurances and had to complete corrective action to be in compliance with the new requirements, the district should choose the fourth option: Implementing Approved Corrective Action.

The district must provide an explanation in column 3 of the Community Report and an update on the corrective action, including dates of completion if applicable, in column 4. If the district has been granted an extension and is still implementing corrective action, this information should also be included.

#### Compliance Status on the ODE Reporting Form

The status choices on the ODE Reporting Form for PE Requirements - Middle Grades mirror those that are on the Community Report.

##### **What was your district's status for Rule 581-022-2263 in middle grades during the 2022-23 school year? \***

Choose the response that reflects the district's compliance with the 225 minute/week requirement for last school year **and** the revised 150 minute/week yearly average requirement that is in place for the 2023-24 SY.

- ☐ In Compliance with both 2022-23 requirements (225/week) and revised requirements (150/week average)
- ☐ Out of Compliance with 2022-23 requirements but In Compliance with revised requirements (no corrective action necessary)
- ☐ Out of Compliance with 2022-23 requirements and still Out of Compliance with revised requirements (reporting for first time; requires corrective action plan)
- ☐ Implementing approved corrective action from prior assurances (reported out of compliance previously)

If the district chooses the third status choice (Out of compliance with both old and new requirements), they will be prompted to provide an explanation and corrective action plan. If the district chooses the fourth status choice (implementing approved corrective action), they will be prompted to provide an update.

If you have questions about how to report on this rule, please contact ODE's Standards and Systems Specialist Susan Payne at (503) 580-6814.