

112TH CONGRESS
1ST SESSION

H. R. 3597

To authorize the Secretary of Education to make grants to 10 institutions of higher education for the expansion of master's degree in physical education programs that emphasize technology and innovative teaching practices.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 7, 2011

Mr. BRALEY of Iowa (for himself and Mr. BOSWELL) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To authorize the Secretary of Education to make grants to 10 institutions of higher education for the expansion of master's degree in physical education programs that emphasize technology and innovative teaching practices.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Shawn Johnson Fit-
5 ness for Life Act”.

6 **SEC. 2. TECHNOLOGY IN PHYSICAL EDUCATION GRANT**
7 **PROGRAM.**

8 (a) GRANT PROGRAM ESTABLISHED.—

1 (1) ESTABLISHMENT.—The Secretary of Edu-
2 cation is authorized to make grants on a competitive
3 basis to 10 institutions of higher education for the
4 expansion of master’s degree in physical education
5 programs that emphasize the incorporation of tech-
6 nology and innovative teaching practices into the
7 teaching of physical education.

8 (2) IMPLEMENTATION.—Subject to the avail-
9 ability of appropriations to carry out this section,
10 the Secretary shall implement the grant program au-
11 thorized in this section not later than 180 days after
12 the date of enactment of this Act.

13 (b) ELIGIBILITY.—The Secretary may only award a
14 grant under this section to an institution of higher edu-
15 cation that—

16 (1) prior to applying for such grant, has estab-
17 lished a master’s degree in physical education pro-
18 gram; and

19 (2) submits an application at such time, in such
20 form, and accompanied by such information and as-
21 surances as the Secretary may require, including—

22 (A) a detailed description of the institution
23 of higher education’s master’s degree in phys-
24 ical education program;

1 (B) a detailed description of at least 1
2 local educational agency with which the institu-
3 tion of higher education will partner as required
4 by subsection (c)(1)(D) and why the institution
5 of higher education chose such local educational
6 agency as a partner; and

7 (C) a plan for using grant funds in accord-
8 ance with subsection (c).

9 (c) USE OF FUNDS.—

10 (1) REQUIRED ACTIVITIES.—An institution of
11 higher education that receives a grant under this
12 section shall use the grant funds to carry out the
13 following activities:

14 (A) Instructing its master's degree can-
15 didates on incorporation of technology and in-
16 novative teaching practices into the teaching of
17 physical education and on ways of encouraging
18 children to be more physically active outside the
19 classroom.

20 (B) Developing a curriculum for its mas-
21 ter's degree in physical education program that
22 links practice and theory.

23 (C) Offering programs that extend the
24 master's degree in physical education program
25 into the community of the local educational

1 agency with which the institution of higher edu-
2 cation is partnering, as required by subpara-
3 graph (D), such as programs that make avail-
4 able facilities for use by both master's degree
5 candidates and community members and phys-
6 ical education classes in which both master's
7 degree candidates and community members
8 may participate.

9 (D) Partnering with a local educational
10 agency to increase the availability and quality
11 of physical education instruction in schools
12 served by the local educational agency and to
13 provide master's degree candidates with oppor-
14 tunities for obtaining student-teaching experi-
15 ence.

16 (E) Providing a majority of the instruction
17 required for graduation from the master's de-
18 gree in physical education program at schools
19 served by the local educational agency with
20 which the institution of higher education is
21 partnering, as required by subparagraph (D).

22 (F) Requiring each master's degree can-
23 didate to serve as a full-time student teacher in
24 schools served by the local educational agency

1 with which the institution of higher education is
2 partnering, as required by subparagraph (D).

3 (G) Actively promoting the master's degree
4 in physical education program to prospective
5 students, including by creating additional incen-
6 tives to recruit prospective students into the
7 program, if the institution of higher education
8 considers such incentives necessary.

9 (H) Such additional activities as the Sec-
10 retary may require.

11 (2) PERMITTED ACTIVITIES.—An institution of
12 higher education that receives a grant under this
13 section may use any grant funds remaining after
14 carrying out the activities required by paragraph (1)
15 for any purpose related to the incorporation of tech-
16 nology and innovative teaching practices into its
17 master's degree in physical education program, in-
18 cluding—

19 (A) purchasing equipment and technology
20 designed to increase or enhance physical activ-
21 ity participation or fitness levels, including
22 heart rate monitors, pocket PCs, and fitness as-
23 sessment systems;

24 (B) providing stipends for master's degree
25 candidates; and

1 (C) covering the administrative costs in-
2 curred by the institution of higher education in
3 connection with activities required or permitted
4 by this subsection and the reporting require-
5 ment of subsection (f)(1).

6 (d) CONSULTANT INSTITUTION OF HIGHER EDU-
7 CATION.—

8 (1) IN GENERAL.—Before making grants under
9 this section, the Secretary shall choose 1 institution
10 of higher education to serve as a consultant to the
11 Secretary in developing the grant program, including
12 establishing additional eligibility and application cri-
13 teria under subsection (b)(2) and additional required
14 activities under subsection (c)(1)(H).

15 (2) ELIGIBILITY.—The Secretary may only
16 choose as a consultant under paragraph (1) an insti-
17 tution of higher education that, not later than 5
18 years prior to the beginning of such relationship and
19 throughout such relationship—

20 (A) offers a master’s degree in physical
21 education program that emphasizes the incorpora-
22 tion of technology into the teaching of phys-
23 ical education; and

24 (B) partners with a local educational agen-
25 cy that serves schools in which the institution

1 of higher education's master's degree can-
2 didates serve as student teachers.

3 (3) REIMBURSEMENT OF COSTS.—The Sec-
4 retary shall reimburse the institution of higher edu-
5 cation the Secretary chooses under paragraph (1)
6 for the costs it incurs in serving as a consultant to
7 the Secretary.

8 (e) DURATION AND RENEWAL OF GRANT.—

9 (1) DURATION.—A grant under this section
10 shall be awarded over 4 fiscal years.

11 (2) RENEWAL.—An institution of higher edu-
12 cation is eligible to apply for renewal of a grant
13 under this section if it continues to meet the eligi-
14 bility requirements of subsection (b).

15 (f) REPORTING REQUIREMENTS.—

16 (1) REPORT FROM INSTITUTION OF HIGHER
17 EDUCATION TO SECRETARY.—Not later than 60
18 days after the conclusion of each fiscal year in which
19 it receives grant funds under this section, an institu-
20 tion of higher education shall submit to the Sec-
21 retary a report that includes a detailed explanation
22 and analysis of—

23 (A) how the institution of higher education
24 has used grant funds;

1 (B) the impact of the grant on the ability
2 of the institution of higher education to train
3 master's degree candidates to incorporate tech-
4 nology and innovative teaching practices into
5 the teaching of physical education; and

6 (C) the impact that the institution of high-
7 er education's partnership has had on the local
8 educational agency with which it is partnering,
9 as required by subsection (c)(1)(D).

10 (2) REPORT FROM SECRETARY TO CONGRESS.—

11 Not later than 120 days after the conclusion of each
12 fiscal year in which the Secretary awards grant
13 funds under this section, the Secretary shall submit
14 to the Committee on Education and the Workforce
15 of the House of Representatives and the Committee
16 on Health, Education, Labor, and Pensions of the
17 Senate a report that includes a summary of—

18 (A) how institutions of higher education
19 receiving grants under this section have used
20 grant funds in such fiscal year;

21 (B) the impact of the grant program on
22 the ability of institutions of higher education to
23 train master's degree candidates to incorporate
24 technology and innovative teaching practices
25 into the teaching of physical education; and

1 (C) the impact of the grant program on
2 the local educational agencies with which insti-
3 tutions of higher education are partnering, as
4 required by subsection (c)(1)(D).

5 (g) DEFINITIONS.—In this section, the following defi-
6 nitions apply:

7 (1) FITNESS ASSESSMENT SYSTEM.—The term
8 “fitness assessment system” means a method or de-
9 vice that enables a physical education teacher to
10 monitor a student’s fitness progress, including a
11 pocket PC and a heart rate monitor.

12 (2) INNOVATIVE TEACHING PRACTICE.—The
13 term “innovative teaching practice” means a teach-
14 ing practice that gives teachers an opportunity to ex-
15 plore new ideas and methods for teaching physical
16 education to students. Such a practice—

17 (A) shall include the use of technology in
18 the physical education curriculum; and

19 (B) may include any other practice that
20 has been proven to increase students’ interest
21 in physical education or to make students
22 healthier and more physically fit.

23 (3) INSTITUTION OF HIGHER EDUCATION.—The
24 term “institution of higher education” has the
25 meaning given such term in section 102 of the High-

1 er Education Act of 1965 (20 U.S.C. 1002), except
2 that such term does not include an institution de-
3 scribed in subsection (a)(1)(C) of such section.

4 (4) LOCAL EDUCATIONAL AGENCY.—The term
5 “local educational agency” has the meaning given
6 such term in section 9101(26) of the Elementary
7 and Secondary Education Act of 1965 (20 U.S.C.
8 7801(26)).

9 (5) MASTER’S DEGREE CANDIDATE.—The term
10 “master’s degree candidate” means a student in a
11 master’s degree in physical education program.

12 (6) MASTER’S DEGREE IN PHYSICAL EDU-
13 CATION PROGRAM.—The term “master’s degree in
14 physical education program” means a graduate pro-
15 gram of study leading to the award of the degree of
16 master of arts in physical education or master of
17 science in physical education.

18 (7) POCKET PC.—The term “pocket PC” means
19 a fitness assessment system, including software and
20 handheld computers, that enables a physical edu-
21 cation teacher to remotely collect data about each
22 student’s fitness as students participate in class ac-
23 tivities and to generate individual fitness report
24 cards for each student based on such data.

1 (8) SECRETARY.—The term “Secretary” means
2 the Secretary of Education.

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