

**Enrolled**  
**Senate Bill 538**

Sponsored by Senator MORRISETTE

CHAPTER .....

AN ACT

Relating to physical education; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1. (1) For the purpose of implementing programs that link physical activity and academic achievement, the Department of Education shall, to the extent that funding and personnel are available to the department:**

**(a) Seek public and private funding for programs that link physical activity and academic achievement; and**

**(b) Provide information to school districts on public and private funding opportunities that are directly available to school districts for programs that link physical activity and academic achievement.**

**(2) For the purpose of funding programs described in subsection (1) of this section, the department may accept contributions of funds and assistance from the United States Government and its agencies or from any other source, public or private, and agree to conditions placed on funds not inconsistent with the purpose described in subsection (1) of this section.**

**(3) All funds received by the department under this section shall be paid into the Department of Education Account established in ORS 326.115 to the credit of the department for the purpose of this section.**

**SECTION 2. The Department of Education shall report to the Seventy-sixth Legislative Assembly in the manner described in ORS 192.245 regarding:**

**(1) Funding applied for and received under section 1 of this 2009 Act;**

**(2) Information provided to school districts on direct funding opportunities as described in section 1 of this 2009 Act; and**

**(3) Programs funded as provided by section 1 of this 2009 Act.**

**SECTION 3. This 2009 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect July 1, 2009.**

**Passed by Senate March 31, 2009**

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Secretary of Senate

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President of Senate

**Passed by House June 3, 2009**

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Speaker of House

**Received by Governor:**

.....M,....., 2009

**Approved:**

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Governor

**Filed in Office of Secretary of State:**

.....M,....., 2009

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Secretary of State