

SECTION 3 - PHYSICAL EDUCATION

86.34 of the Title IX Regulation states that an institution or agency

may not:

"(a) With respect to classes and activities in physical education at the secondary and post-secondary levels, the recipient shall comply fully with this section as expeditiously as possible but in no event later than three years from the effective date of this regulation;

(b) This section does not prohibit grouping of students in physical education classes and activities by ability as assessed by objective standards of individual performance developed and applied without regard to sex;

(c) This section does not prohibit separation of students by sex within physical education classes or activities during participation in wrestling, boxing, rugby, ice hockey, football, basketball and other sports, the purpose or major activity of which involves bodily contact;

(d) Where use of a single standard of measuring skill or progress in a physical education class has an adverse effect on members of one sex, the recipient shall use appropriate standards which do not have such effect. "

In order to assess and evaluate present compliance with the requirements of the Title IX regulation for nondiscrimination in physical education programs and to plan necessary modifications, the following materials were reviewed:

Copies of physical education requirements for students;

Curriculum guides that outlined the content, activities or instructional methodologies of all physical education programs;

Physical education course descriptions;

Descriptions of all facilities and equipment
used in physical education programs.

As the result of reviewing the above listed materials, the following
determinations have been made:

Although certain courses are offered by
men's physical education department
and certain others are offered by the
women's physical education department,
all physical education classes are offered
and will be conducted on a coeducational
basis with the exception of those requiring
contact;

All course titles and course descriptions
are gender free;

Course descriptions state the criteria for
measurement of skills where these are
employed for grouping students;

The criteria used for measurement of pro-
gress within a physical education course
or program is explicit and free of adverse
effects upon students of one sex;

The physical education program and activities
are sufficiently diversified to achieve the
range of physical education program goals
and are not concentrated on contact sports.