

REPORT OF THE COMMITTEE ON  
THE CONTRIBUTION OF COLLEGE PHYSICAL EDUCATION  
TO NATIONAL PREPAREDNESS

Adopted by  
The College Physical Education Association  
in  
Annual Convention  
New York, December 30-31, 1940

Executive Committee

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E. C. Davis, Ph.D., Vice-President  
The University of Pittsburg  
G. W. Howard, Ph.D., Secretary  
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National Preparedness Committee

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I.

The Problem for Physical and Health Education

It is not only for war that this nation is preparing. Indeed if it were for war alone our efforts might well be directed only at the process of preparing men for military service. Our college programs then might become more clear cut, more precise in their nature. But the evidence of recent months points to a greater scope of this preparedness, a broader and deeper purpose. It is not implausible to believe that now once again free men are preparing to defend their freedom. If this be so, it now becomes imperative that whatever impact our programs of health and physical education are making upon the development of men who cherish this freedom must now be intensified. This intensification will require a complete mobilization of our energy, strength, and wisdom to the end that each college student will reflect in his every act sound health and an appropriate physical education as important assets in the defense of this democracy no matter what may be his part in it.

The American college and university plays a significant role in the drama of the preservation and development of this democracy. Our college presidents are chosen for key posts in government. Our professors are an integral part of our national community life. Science and industry in America find progress through experimentation on our campuses. The college man of today ranks with the best of our leaders tomorrow.

These things being true, the ultimate, the imperative necessity of looking to the quality of the college experience is inescapable. If this nation is faced with an emergency bordering on or involving war it is the quality of men and their ideas which will turn the tide. It has always been so and there is no reason now to believe that free men cannot preserve their freedom by their own strength. We pride ourselves upon our democracy. We allege that we know what our democratic



freedom is and how it is to be preserved. Our allegations now must be established and we in physical education are called upon to show clearly our relationship to a college education which produces an educated, informed, strong, and urbane citizen of a democracy. Our programs must contribute to this democratic way of life as surely as any other aspect of the college curriculum must contribute.

We deal with programs of health education and physical education. These two, particularly the latter, have always been used by national movements and by governments as tools in the achievement of social or political ends. It is fitting that they should be so used now. Whatever kind of a program we have in our respective institutions deserves today an examination to see whether it is good in terms of democratic purposes, whether it has outworn features of former disciplines, whether its structure in itself is a living demonstration of equality in opportunity and whether it is educational in the fullest and best sense of that word.

With this point of view in mind and to these ends your committee has a series of recommendations to make. They are not all of equal importance nor are they all new. They are presented to the membership of this Association, however, with the hope that they will be adopted and find their translation in existing college and university programs. The recommendations will be presented in groups the first of which pertains to:

## II.

### National Organization and Legislation

It is recommended:

- a. That the College Physical Education Association through its Executive Committee initiate, or cooperate in the establishment of a joint committee on the contribution of health education, physical education, and recreation to preparedness fusing the activities and the influence of the American Association for Health, Physical Education, and Recreation, the Society of State Directors of Physical Education, the American Student Health Association, the National Collegiate Athletic Association, the American Academy of Physical Education, the National



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Recreation Association, and the College Physical Education Association and other kindred organizations to the end that there will be cohesion of effort and fullest intelligence in the development of health and physical education programs in schools and colleges.

- b. That for purposes of informing the membership the Executive Committee study every piece of proposed Federal legislation bearing upon health education, physical education, and recreation and present a critical analysis of such to the membership as a base for individual or institutional endorsement. Opinions of members will, at the same time, be sought, and will serve as guides to whatever official action the Association may wish to take through its Executive Committee.
- c. That the Association endorse and actively support desirable Federal legislation aimed at the improvement of the health of the people and at the development of physical education, health education and recreation in the several states. Such endorsement may be expressed only by the Executive Committee. (In accordance with Section b above.)
- d. That the Secretary of the Association be empowered to expend funds not to exceed \$200.00 to publish from time to time, if the need be, bulletins to the membership containing important preparedness information or plans.

### III.

#### Responsibilities of the Association

It is recommended:

- a. That the Association through its Executive Committee offer its services in consultation with presidents and boards of trustees of colleges and universities and to the Federal Defense Authority and the War and Navy Departments in Washington as to the procedures conducive to producing the highest possible level of physical efficiency and healthful living for everyone undergoing college training.
- b. That the Association offer the services of its Executive Committee to the National Defense Council to cooperate in the activities of the Council wherever feasible.



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- c. That the members of the Association make themselves available to state departments of education and to elementary and secondary schools of their respective states for active and advisory services in improving school health and physical education programs.
- d. That the Association as a body and through its individual members endorse and render active assistance to communities in the establishment of programs for the production, maintenance and defense of the morale of soldiers, sailors, and defense workers while off duty.
- e. That through the Secretary the entire personnel roster of the Association be turned over to the American Council on Education, the Federal Defense Authority, to the United States Public Health Service and to the United States Civil Service Commission with the suggestion that this personnel may be available for use in the development of national, state or local programs in health education, or recreation.
- f. That the individual members of the Association avail themselves of every opportunity to prepare and disseminate written material and to speak before groups and over the radio on subjects pertaining to health and physical welfare.
- g. That through our officers the influence of the Association be made felt through cooperative effort with existing preparedness programs, such as those sponsored by the American Association for Health, Physical Education, and recreation, the American Legion, and others.

#### IV.

##### General Consideration for Local Programs

It is recommended:

- a. That, in the main, no radical or sharp departures in the content of local programs be advised but instead that a reaffirmation be made of our belief in a sound modern program of games, sports, athletics, hygiene, intramural and varsity athletics, and health services as the best instruments for preparedness.
- b. That our college programs of health examinations, remedial procedures, health



instruction and health guidance including mental hygiene be wisely and powerfully increased to the end that maximum service in preparing a healthy college population be achieved.

- c. That the Association encourage its individual members to intensify and improve the activity programs which they are now conducting.
- d. That the Association reaffirm and make clear to all concerned that it believes the best contribution which physical education can make to the preparation of college students either for military service or for life in a democracy is in a program which extends active instructional, recreational and competitive opportunities to every man and woman in college chosen appropriately in accordance with individual needs.
- e. That the Association endorse such a pattern of health and physical education for colleges and universities as will require all students to receive instruction in physical education and health education adapted to their individual needs.
- f. That in such programs as our colleges offer the instruction be not limited to activity skills alone but that demonstrable ends in strength, endurance, social acceptability and understanding appreciation of democratic process be urgently and tangibly sought.
- g. That the Association endorse strengthened relationships between departments of physical education and college health services to the end that the objectives of both can be better realized.
- h. That members individually give their support and endorsement to local or state legislation enabling public funds to be expended for facilities and programs of physical education, health education, or recreation.
- i. That the Association endorse and approve the wise distribution by colleges and universities of used equipment and other resources for such community projects as recreation centers, youth movements, and other established enterprises whose ends are compatible with the purposes of the Association.



V.

The Activity Program

It is recommended:

- a. That the content of our undergraduate service programs in physical education contain an abundance of opportunity for men to achieve a sound physical condition through vigorous active sports and games. The objectives of strength and endurance should be held clearly in view and individual programs should be arranged to attain these goals wherever compatible with the age and physical condition of the student.
- b. That, while no specific and compulsory program of calisthenics or "conditioning" exercises seems desirable for all college students, men in immediate proximity to military service be given, on a voluntary basis, an opportunity to participate in such activities as walking, running, and combat sports, as will better prepare them for the current and singular requirements of military life.
- c. That, wherever feasible, college departments open their doors to and organize instructional and recreative groups for non-college men of selective service age living in the college community. Special opportunities should be given to post-school inductees prior to their service.
- d. That in all colleges and universities located near military camps or large concentrations of defense workers a program of recreation be made available to assist the men to occupy their leisure. Facilities should be available and supervision extended to such groups in cooperation with the appropriate military industrial or recreational authorities.
- e. That physical education periods be so organized so as to allow the maximum for vigorous participation. It should be recognized that for the normal college student one hour of vigorous activity per day would be the minimum amount of time necessary to produce the desired results.
- f. That college faculties and other employees be urged to avail themselves of the physical education facilities with periods or classes established for them and



the administration of the program so arranged as to provide for maximum convenience in attendance.

- g. That college faculties adjust the schedule of classes and laboratory periods so as to allow for the maximum use of the afternoon periods for physical education and other recreational activities.

VI.

Military Training and Drill

It is recommended:

- a. That every effort be made to cooperate with R.O.T.C. units, where they exist, and with any other form of military organization (e.g., Home Guards, Reserve Militia) which enrolls college-age men to the end that the distinct purposes of both physical education and the military will be served.
- b. That military drill not be considered as a satisfactory or desirable substitute for physical education in any school or college.
- c. That military drill and marching tactics not be added to established physical education programs and that such activities, useful for military purposes, be regarded as distinctly within the province of military units.
- d. That the Association through its officers and through its individual members impress local and state educational authorities with the foregoing recommendations and work actively to demonstrate and preserve the unique function of physical education in education.

VII.

Health Instruction

It is recommended:

- a. That in institutions where the typical one-hour a week, one semester, hygiene course is offered to men students an effort be made to increase the time allotted and thus broaden and intensify the instruction given.
- b. That every college student be provided, either on an elective or compulsory basis, with an opportunity to develop a better knowledge and control over his individual practices of hygiene than ever before.
- c. That for men close to the point of military service instruction be offered in such aspects of military hygiene as disease control, recreation and psychological



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adjustments.

- d. That every college student be given adequate and appropriate instruction in the prevention, care and treatment of all communicable diseases with special attention to the venereal diseases.
- e. That the personnel of the Association, where qualified, lend their services to local schools and state departments of education in the formation or development of health education courses of study or evaluating programs.
- f. That every opportunity be taken in activity physical education classes to instruct the participants in the hygiene of the activity and in the methods and principles of effective health behavior.
- g. That, wherever feasible, the official Red Cross courses in first aid and life-saving be introduced into the health and physical education programs, and that persons planning to enter military service or the defense industries be encouraged to acquire this information.

#### VIII.

##### Health Service

It is recommended:

- a. That every college man be given a thorough physical examination upon entrance and also at sometime prior to entering military service to the end that remediable defects and handicaps can be found and removed.
- b. That full programs of smallpox, diphtheria, and typhoid fever and other immunizations be established and that appropriate testing for tuberculosis and venereal diseases be carried on.
- c. That the college assume some responsibility for making appropriate medical or surgical service available to all students in need thereof.
- d. That all physical education activities be selected in accordance with the findings of the entering physical or medical examination and that no activities be prescribed or elected except as the physical status of the student warrants.
- e. That the seasonal examination of all varsity and intramural athletes be a routine in departmental administration.



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- f. That colleges and universities through appropriate agencies keep the vital statistics on college students necessary to supply the nation at large and the War Department in particular with accurate information concerning the health status of such youth.

#### IX.

#### Professional Training

It is recommended:

- a. That institutions possessed of an appropriately qualified staff make a special effort to include in the physical education professional curriculum experience in the organization and conduct of recreational activities suitable for military camps and defense industries.
- b. That, wherever desired and feasible, college physical education departments offer their facilities and staffs to responsible military authorities for the establishment of short course training centers in physical education, health education, and recreation.
- c. That Reserve Officers residing in the community and awaiting call to duty be invited to make use of the facilities and library not only for purposes of physically conditioning themselves but also to provide them with training in the conduct of recreational activities.
- d. That the Association through its President urge the War Department for its program of recreation and physical fitness (a) to avail itself only of qualified and trained physical education and recreation leaders; and (b) to endorse no national program of physical fitness incompatible with the experience of the established professional leaders in physical education in this country.
- e. That the Association, through its President, Executive Committee and members make every effort and exhaust every means at its disposal to maintain the integrity of health and physical education in the schools and colleges of the nation, to maintain the standards of professional preparation on their present







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## United States Senate

COMMITTEE ON  
AGRICULTURE AND FORESTRY

C. A. LAWTON, CLERK

January 11, 1941.

Dr. Forrest C. Allen,  
University of Kansas,  
Lawrence, Kansas.

Dear Dr. Allen:

Your letter of January 8th is received. H. R. 10606 was the number of the bill introduced during the 76th Congress to provide for federal assistance in the advancement of health education in schools, camps, etc. Since there was no action on that measure, it died with the 76th Congress. The bill has been reintroduced in the House as H. R. 1074 and I am glad to enclose a copy of that measure. There has been no action on it as yet, but it will of course be taken up later on in the session.

With kind regards, I am

Cordially yours,

*Arthur Capper*



77<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1074

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 1941

Mr. SCHWERT introduced the following bill; which was referred to the Committee on Education

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## A BILL

To promote national preparedness and the national welfare through appropriation of funds to assist the several States and Territories in making adequate provisions through schools for physical education, including athletics; instruction and guidance in healthful living; wider recreational use of school facilities; and the development of school camps.

1        *Be it enacted by the Senate and House of Representa-*  
2        *tives of the United States of America in Congress assembled,*  
3        That this Act may be cited as the "National Preparedness  
4        Act of 1941 for the improvement of physical and social  
5        fitness".

6        SEC. 2. It is the primary purpose of this Act to assist  
7        in making adequate provisions through schools for physical



1 education, including athletics; instruction and guidance in  
2 healthful living; wider recreational use of school facilities;  
3 and the development of school camps among and within the  
4 States insofar as the grants-in-aid to the States herein author-  
5 ized will permit, without Federal control over educational  
6 policies of States and localities. The provisions of this Act  
7 shall therefore be so construed as to maintain local and State  
8 initiative and responsibility in the conduct of education and  
9 to reserve explicitly to the States and their local subdivisions  
10 the administration of school programs in physical education,  
11 including athletics; instruction and guidance in healthful liv-  
12 ing; wider recreational use of school facilities; and the de-  
13 velopment of school camps, the method of instruction to be  
14 employed in them, the selection of personnel employed by  
15 the State and its agencies and local jurisdictions, and the best  
16 use of the funds appropriated under this Act insofar as con-  
17 sistent with the purposes for which funds are made available  
18 under this Act.

19 **PART I—PHYSICAL EDUCATION, INCLUDING ATHLETICS;**  
20 **INSTRUCTION AND GUIDANCE IN HEALTHFUL**  
21 **LIVING, AND WIDER RECREATIONAL USE OF SCHOOL**  
22 **FACILITIES**

23 **APPROPRIATION AUTHORIZED**

24 **SEC. 11.** For the purpose of providing the several States  
25 and Territories with funds for a more adequate development



1 through schools, for physical education, including athletics;  
2 instruction and guidance in healthful living; and wider  
3 recreational use of school facilities including the salaries,  
4 training, and employment of personnel, the development of  
5 teaching materials and methods, the purchase of necessary  
6 equipment, supplies, and materials, and the maintenance of  
7 adequate physical facilities for such programs, there is hereby  
8 authorized to be appropriated the following amount or so  
9 much thereof as may be necessary: For the fiscal year ending  
10 June 30, 1941, the sum of \$50,000,000 or proportion thereof  
11 according to fraction of year remaining after passage of this  
12 Act; for the fiscal year ending June 30, 1942, the sum of  
13 \$60,000,000; for the fiscal year ending June 30, 1943, the  
14 sum of \$70,000,000; for the fiscal year ending June 30,  
15 1944, the sum of \$80,000,000; for the fiscal year ending  
16 June 30, 1945, the sum of \$90,000,000; for the fiscal year  
17 ending June 30, 1946, and annually thereafter, the sum of  
18 \$100,000,000. The sums authorized under this section shall  
19 be used for making payments to States which have complied  
20 with the provisions of sections 32 and 37.

21 AVAILABILITY OF APPROPRIATIONS

22 SEC. 12. The amounts appropriated under this part,  
23 after payment pursuant to section 38, shall be available for  
24 disbursement by States that have complied with the pro-  
25 visions of this Act to local school jurisdictions or other State



1 accredited educational agencies for training, salaries, and  
2 necessary expenses of employees, for equipment and sup-  
3 plies, and for other current operating and maintenance  
4 expenses of school programs of physical education, includ-  
5 ing athletics; instruction and guidance in healthful living;  
6 and wider recreational use of school facilities. Such pro-  
7 grams shall include:

8 (a) Programs of physical education, including athletics,  
9 for all pupils to develop physical fitness; activity knowledge,  
10 habits, and skills; safety habits and skills; desirable social  
11 behavior and democratic ideals.

12 (b) Programs of physical education for the prevention  
13 and correction of physical deficiencies of all pupils needing  
14 such attention.

15 (c) Instruction and guidance in health and safety for  
16 children, youth, and adults of such a nature as to help indi-  
17 viduals safeguard and promote their own health and con-  
18 tribute to the health of their family and community.

19 (d) Special physical education, health instruction and  
20 guidance, and recreational activities for handicapped pupils.

21 (e) Supervision to insure safe and sanitary school con-  
22 ditions and programs and procedures permitting healthful  
23 school living.

24 (f) Adequate pupil records and evaluation procedures.

25 (g) Provision of adequate personnel for and direction of



1 the educational program in the wider use of school facilities  
2 to serve the recreation needs of children, youth, and adults.

3 (h) Provision for the extended use of school facilities  
4 and equipment for the improvement of fitness of out-of-school  
5 youth, men ages twenty-one to thirty-five, and other adults  
6 necessary to home-defense and defense-industry occupations.

7 PART II—SCHOOL CAMPS

8 SEC. 21. For the purpose of providing the several States  
9 and Territories, under the leadership and direction of State  
10 and local school officials, with funds for research in and  
11 demonstration of desirable camp methods and programs and  
12 for the conduct of school camps, including the salaries, neces-  
13 sary travel expenses, training and employment of personnel,  
14 and for the procurement, construction, and maintenance of  
15 needed facilities, equipment, and supplies for such camps,  
16 attendance at which shall be voluntary, there is hereby  
17 authorized to be appropriated the following amounts or as  
18 much thereof as may be necessary: For the fiscal year  
19 ending June 30, 1941, the sum of \$50,000,000 or propor-  
20 tion thereof according to fraction of year remaining after  
21 passage of this Act; for the fiscal year ending June 30, 1942,  
22 the sum of \$60,000,000; for the fiscal year ending June 30,  
23 1943, the sum of \$70,000,000; for the fiscal year ending  
24 June 30, 1944, the sum of \$80,000,000; for the fiscal year  
25 ending June 30, 1945, the sum of \$90,000,000; for the fiscal



1 year ending June 30, 1946, and annually thereafter, the sum  
2 of \$100,000,000. The sums authorized under this section  
3 shall be used for making payments to States which have  
4 complied with provisions of sections 32 and 37.

5 AVAILABILITY OF APPROPRIATIONS

6 SEC. 22. The amounts appropriated under this part,  
7 after payment pursuant to section 38, shall be available for  
8 disbursement by States that have complied with the pro-  
9 visions of this Act to local school jurisdictions or other State  
10 educational agencies for the purchase or rental of sites  
11 (where State-owned lands are not available), construction  
12 of camp facilities, for training, salaries, and necessary ex-  
13 penses of personnel, for equipment and supplies and for  
14 other current operating expenses for research in and demon-  
15 stration of desirable camp methods and programs and for  
16 the conduct of school camps. Such expenses may include  
17 the expenses for any or all of the following methods and pro-  
18 grams, but without limitations:

19 (a) Instruction in caring for one's self and others in  
20 the open, including experiences in constructing shelters and  
21 other appropriate projects; planning, preparing, and serving  
22 meals; and practices in conservation of natural resources.

23 (b) Creative experiences that come from close contact  
24 with nature, to provide for the enrichment of school cur-



1 rricula in science, music, the arts, crafts, and other areas of  
2 education.

3 (c) Opportunities for field trips to study in neighbor-  
4 hood and surrounding environs the history, geography,  
5 culture, and work life of our country.

6 (d) Opportunities for group living in which individuals  
7 become adjusted to others, achieve group membership, ac-  
8 quiring a sense of belonging, and learn the basis of individual  
9 and social fitness in a democratic state.

10 (e) Opportunities for out-of-school youth to experience  
11 advanced programs in camping and to stress training in  
12 preparation for life work and citizenship obligations.

13 (f) Opportunities for simple, vigorous living to promote  
14 physical fitness through appropriate body-building activities,  
15 proper nutrition, health instruction, and rest.

### 16 PART III—PROVISIONS APPLICABLE GENERALLY

#### 17 ALLOTMENTS TO STATES

18 SEC. 31. From the sums made available under sections  
19 11 and 21 of this Act the United States Commissioner of  
20 Education (hereinafter called the Commissioner) shall ap-  
21 portion annually to each State an amount which bears the  
22 same ratio to the total amount made available as the ratio  
23 of the number of children five to twenty years of age, in-  
24 clusive, in the State, bears to the total number of children



1 five to twenty years of age, inclusive, in all States. The  
2 number of children five to twenty years of age shall be the  
3 number shown by the most recent decennial census as cer-  
4 tified by the Director of the Census to the Commissioner.  
5 For the fiscal years ending in 1941, 1942, and 1943, these  
6 funds shall be allotted to the States that have complied with  
7 the provisions of this Act without respect to expenditures  
8 by States and their local subdivisions for programs speci-  
9 fied in this Act. Thereafter these payments shall be in  
10 such proportion to the total amount of public funds expended  
11 under the State plan as submitted under the provisions of  
12 section 32 of this Act as is determined upon the basis of  
13 the respective States' matching, by State and local funds or  
14 both, 10 per centum of the funds allotted to them respectively  
15 under the provisions of any part of this Act, for the fiscal  
16 year ending June 30, 1944; 20 per centum for the fiscal  
17 year ending June 30, 1945; and 25 per centum for each  
18 fiscal year thereafter: *Provided*, That in such matching of  
19 funds, credit shall not be extended to States for moneys  
20 received as gate receipts for athletic contests: *Provided*  
21 *further*, That any States otherwise complying with the pro-  
22 visions of this Act shall be allotted funds to an amount not  
23 to exceed the ratio of Federal funds to State and local funds  
24 required by the matching provisions of this section.



## 1 STATE ACCEPTANCE PROVISIONS

2 SEC. 32. In order to qualify for receiving funds appro-  
3 priated under this Act or any part thereof a State, through  
4 its legislature, shall—

5 (a) Accept the provisions of such part or parts of this  
6 Act and provide for the administration of funds to be re-  
7 ceived under such part or parts;

8 (b) Provide that the State treasurer, or corresponding  
9 official in that State, serve as trustee for funds apportioned to  
10 the State under provisions of this Act;

11 (c) Provide that its State educational authority as de-  
12 fined in section 42 (d) shall represent the State in the ad-  
13 ministration of funds received through any provision of this  
14 Act;

15 (d) Provide that the State educational authority shall  
16 make such reports to the Commissioner with respect to the  
17 expenditure of funds received through the provisions of this  
18 Act and the progress of the programs provided for through  
19 this Act in such form and containing such information as the  
20 Commissioner may require;

21 (e) In States where separate schools are maintained for  
22 separate races, provide for the apportionment of such funds  
23 for the benefit of schools and teacher-training institutions  
24 maintained for minority races, as will result in the expendi-



1 ture, for the benefit of such minority racial group, of a  
2 proportion of said funds not less than the proportion that  
3 each such minority group in such State bears to the total  
4 population of that State; and

5 (f) Submit a plan covering the features enumerated in  
6 section 33 and any other features which may be requested by  
7 the Commissioner.

#### 8 MAKING OF STATE PLANS

9 SEC. 33 (a). The State educational authority shall sub-  
10 mit to the Commissioner a plan for the administration of  
11 the school programs of physical education, including athletics;  
12 instruction and guidance in healthful living; wider recrea-  
13 tional use of school facilities; and the development of school  
14 camps, including the following: (1) A State-wide plan for  
15 such programs so as to reach effectively all districts, within  
16 such State, showing how and within what reasonable time  
17 limits such program is to be made effective; (2) adequate  
18 standards as to the training, certification, salaries, and selec-  
19 tion on the basis of merit of the teaching, supervisory, ad-  
20 ministrative, and other personnel necessary for carrying on  
21 said programs; (3) adequate standards as to pupil-teacher  
22 ratio so that effective work can be done in the programs  
23 herein provided for; (4) administration of these programs  
24 for both boys and girls in accordance with appropriate and  
25 approved standards, including for girls an equitable divi-



1 sion of facilities and trained women teachers; (5) such  
2 methods and means of administration as are necessary for  
3 the efficient operation of the plan including adequate pro-  
4 vision for State and local administrative and supervisory  
5 personnel professionally trained and expertly qualified in  
6 the field of education covered by this Act; (6) employment  
7 of a technical assistant and essential staff for the sole pur-  
8 pose of compiling and disseminating public information on  
9 physical education, including athletics; instruction and guid-  
10 ance in healthful living; wider recreational use of school  
11 facilities; and the development of school camps, such assist-  
12 ant and staff to be employed and removed at the pleasure  
13 of the State educational authority; (7) an advisory council  
14 composed of members from appropriate professions and  
15 agencies and other persons with special training in physical  
16 education, including athletics; instruction and guidance in  
17 healthful living in schools; wider recreational use of school  
18 facilities; and the development of school camps. Both men  
19 and women shall be included on this council and at least  
20 50 per centum of its membership shall be professionally  
21 trained and experienced in the program for which this Act  
22 is designed. Members of the council shall advise the State  
23 educational authority with respect to the carrying out of the  
24 purposes of this Act. They shall be appointed by the State  
25 educational authority and shall serve without compensation



1 but shall be reimbursed for their expenses actually and  
2 necessarily incurred by them in the performance of their  
3 duties, from any funds available to the said authority for  
4 administrative expenses; (8) cooperation and, when neces-  
5 sary, to promote the objectives of this Act in accordance  
6 with the local pattern, working and financial agreements  
7 between State education agency or agencies and any other  
8 public agency or agencies administering these services re-  
9 lated to the service furnished under the State plan, including  
10 public agencies concerned with welfare, health, conserva-  
11 tion, recreation, camping, and parks; (9) an adequate  
12 system of auditing by the State educational authority for  
13 the expenditure of funds received through the provisions  
14 of this Act and apportioned to local school jurisdictions and  
15 State teacher-training institutions, an adequate system of  
16 reports from local school jurisdictions and State teacher-  
17 training institutions to such authority; (10) State plans for  
18 the operation of school camp programs in addition to the  
19 foregoing must also provide safe and healthful conditions  
20 in all camps; essential facilities, personnel—duly qualified  
21 and certified—equipment, supplies, and transportation; suit-  
22 able provisions for different age groups; and separate camps  
23 for boys and girls; (11) such research and survey work as  
24 may be necessary to discover needs; to determine and im-  
25 prove staff, facilities, and programs; and to establish and



1 carry on such demonstration centers as may be necessary;  
2 and (12) such rules and regulations as are proposed for  
3 the efficient operation of the programs.

4 (b) The chief State educational authority shall submit  
5 to the Commissioner a certified copy of the act of the legis-  
6 lature accepting the provisions of this Act and a certified  
7 copy of the State plan applicable to the programs furnished  
8 for under this Act. The State educational authority in pre-  
9 paring State plans shall seek the counsel and advice of a  
10 State advisory council and of the Commissioner. The Com-  
11 missioner shall make available to the State educational au-  
12 thority such advice and counsel as resources at his disposal  
13 make possible in the drafting of State plans required under  
14 this Act.

15 The Commissioner shall communicate with the State  
16 educational authority any suggestions he may have for addi-  
17 tions or changes in the State plan submitted; and the State  
18 educational authority shall submit to the Commissioner a  
19 memorandum indicating the changes in the plan as approved  
20 by the State advisory council and made pursuant to the Com-  
21 missioner's suggestions or give reasons for retaining the  
22 original provisions, as the case may be. The Commis-  
23 sioner's communication and the State educational authority's  
24 memorandum, as approved by the State advisory council,  
25 shall be filed as an integral part of the original plan sub-



1 mitted and shall form a partial basis for the report of the  
2 Commissioner required by section 36. Section 32 (f) of  
3 the State acceptance provisions shall be considered as being  
4 met when any such supporting memorandum required by  
5 the Commissioner, the latter supported and approved by the  
6 State advisory council, is received by him.

7 SEC. 4. In States whose legislatures are not in session  
8 at the time this Act becomes effective, the Governor may  
9 accept the provisions of this Act until adjournment of the  
10 first session of the legislature convening after the date of  
11 approval of this Act.

12 SEC. 35. The Commissioner shall establish an advisory  
13 council composed of members from appropriate professions  
14 and agencies and other persons with special training in  
15 physical education, including athletics, instruction and guid-  
16 ance in healthful living in schools, wider recreational use of  
17 school facilities, and the development of school camps. Both  
18 men and women shall be included on this council and at least  
19 50 per centum of its membership shall be professionally  
20 trained and experienced in the program for which this Act is  
21 designed. Members of the council shall advise the Com-  
22 missioner with respect to the carrying out of the purposes  
23 of this Act. They shall be appointed by him and shall serve  
24 without compensation, but shall be reimbursed for their  
25 expenses actually and necessarily incurred by them in the



1 performance of their duties, from any funds available to the  
2 Commissioner for administrative expenses.

3 **REPORTING**

4 **SEC. 36.** The Commissioner shall publish annually full  
5 and complete reports showing accurately the status of educa-  
6 tion under this Act in the United States. In all such reports  
7 in States where separate educational facilities are maintained  
8 by law for any minority racial group, data relating to such  
9 separate educational facilities shall be separately reported.  
10 The Commissioner shall also make an annual report in  
11 writing to the Congress, giving an account of all money  
12 received and apportioned by him under this Act.

13 **STATE SUPPORT**

14 **SEC. 37.** The sums appropriated and apportioned under  
15 the authorizations contained in sections 11 and 21 of this  
16 Act shall be available only to those States which, during the  
17 year preceding the year for which the apportionment is  
18 made, have provided from State and local revenues for the  
19 purposes for which funds are accepted under the provisions  
20 of this Act, a total not less than the total amount spent for  
21 such purposes combined in the school year ended in 1941:  
22 *Provided,* That if any State fails to comply with the condi-  
23 tions specified in this section due to acts of God or other  
24 circumstances over which such State has no control, the  
25 provisions of this section shall not apply.



## 1 PAYMENT AND AUDITING

2 SEC. 38. The Commissioner shall certify annually the  
3 apportionment for each State which has complied with the  
4 provisions of this Act to the Secretary of the Treasury, who  
5 shall, through the Division of Disbursement of the Treasury  
6 Department and prior to audit or settlement by the General  
7 Accounting Office, pay to the treasurer of such State the  
8 amount so certified in four equal installments, as soon after  
9 the first day of each quarter commencing April 1, 1941.  
10 Each such treasurer shall account for moneys received as a  
11 trustee of funds of the United States, and shall pay out such  
12 funds only on the requisition of the State educational author-  
13 ity which has been approved by the Commissioner.

14 SEC. 39. The Commissioner shall cause an audit of the  
15 expenditure of funds apportioned to the States under this Act.  
16 If any portion of such funds shall be expended by any State  
17 in a manner contrary to any provision of this Act, or shall  
18 otherwise be lost or unlawfully used, an equal amount shall,  
19 after reasonable notice, be withheld from the next ensuing  
20 apportionment to any such State unless such amount is re-  
21 placed by such State. All funds expended under the pro-  
22 visions of this Act, shall be expended only through public  
23 agencies and under public control, as determined by the  
24 respective States: *Provided*, That nothing in this Act shall be  
25 construed as to limit State legislatures from making such



1 provisions for the administration of the funds or for the scope  
2 of the services as they may see fit, so long as provisions in  
3 section 32 have been met.

4 SEC. 40. The Secretary of the Treasury shall suspend  
5 payments under any part of this Act to any State whenever  
6 the Commissioner certifies, after notice and hearing, that any  
7 such State has failed to replace funds received under such  
8 part which are lost, or unlawfully used, or expended in a  
9 manner contrary to the provisions of this Act or has failed  
10 to make required reports with reasonable promptness. Upon  
11 certification of the Commissioner that any such State has  
12 rectified such failure, the Secretary of the Treasury shall  
13 transmit to such State the amounts so suspended or returned.

14 The sums authorized to be apportioned to any State under  
15 this Act shall, when apportioned, remain available for not  
16 to exceed one fiscal year after the fiscal year for which  
17 apportioned: *Provided*, That if, after beginning payments  
18 to any State under any part, such payments are suspended  
19 continuously for more than one year, appropriations for prior  
20 fiscal years shall be available for payment to such State  
21 only if reappropriated by Congress.

22 APPROPRIATIONS AUTHORIZED

23 SEC. 41. There is hereby authorized to be appropriated  
24 for the fiscal year ending June 30, 1941, the sum of  
25 \$250,000 or proportion thereof according to fraction of the



1 year remaining after passage of this Act for all necessary  
2 expenses of the United States Office of Education for re-  
3 search and advisory services including salaries, travel, and  
4 other necessary expenses of an Assistant United States Com-  
5 missioner—professionally trained and expertly qualified in the  
6 field of education covered by this Act—the necessary staff  
7 similarly trained, a technical assistant and staff to be ap-  
8 pointed under civil-service regulations for the sole purpose  
9 of supervising the public dissemination of all information  
10 consistent and necessary in the carrying out of the provisions  
11 of this Act; and expenses of making such studies, investiga-  
12 tions, and demonstrations. There is hereby authorized to  
13 be appropriated for each fiscal year a sum sufficient for such  
14 purposes.

15 **DEFINITIONS**

16 **SEC. 42.** As used in this Act—

17 (a) The term “State”, except as otherwise provided,  
18 shall include the several States, and for the purposes of this  
19 Act, the District of Columbia, Alaska, Hawaii, Puerto Rico,  
20 the Virgin Islands, American Samoa, and Guam; and the  
21 Canal Zone.

22 (b) The term “legislature” means the State or Terri-  
23 torial legislature or other comparable body, except that in  
24 the District of Columbia it shall mean the Board of Educa-



1 tion, and in American Samoa, Guam, the Canal Zone, and  
2 the Virgin Islands it shall mean the Governor.

3 (c) The term "minority race" or "minority racial  
4 group" shall mean any race or racial group that constitutes  
5 a minority of the population of the United States for which  
6 separate schools are required by law in any State affected.

7 (d) The term "State educational authority" means, as  
8 the State legislature may determine, (1) the chief State  
9 school officer (such as the State superintendent of public  
10 instruction, commissioner of education, or similar officer);  
11 or (2) a board of education controlling the State department  
12 of education: *Provided*, That in the District of Columbia  
13 it shall mean the Board of Education and in American Samoa,  
14 Guam, the Canal Zone, and the Virgin Islands, it shall mean  
15 the Governor.

#### 16 SPECIAL AREAS

17 SEC. 43. Any funds apportioned to the Virgin Islands,  
18 Guam, and American Samoa to be used for the training of  
19 personnel in physical education, including athletics, instruc-  
20 tion and guidance in healthful living in schools, wider recrea-  
21 tional use of school facilities, and the development of school  
22 camps shall be available for expenditure at the discretion of  
23 the Governors of those areas in any manner which, in their  
24 opinion, is best calculated to improve the training of teachers



1 for such areas, including scholarships and payment of tuition  
2 for attendance at educational institutions outside the limits  
3 of such areas.

4 SEPARABILITY

5 SEC. 44. If any provision of this Act or application  
6 thereof to any State, person, or circumstance, is held invalid,  
7 the remainder of the Act, and the application of such provi-  
8 sions to other States, persons, or circumstances, shall not be  
9 affected thereby.



77TH CONGRESS  
1ST SESSION

# H. R. 1074

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## A BILL

To promote national preparedness and the national welfare through appropriation of funds to assist the several States and Territories in making adequate provisions through schools for physical education, including athletics; instruction and guidance in healthful living; wider recreational use of school facilities; and the development of school camps.

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By Mr. SCHWERT

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JANUARY 3, 1941

Referred to the Committee on Education



May 9, 1941

The Kansas Committee for the promotion of the National Physical Bill #1074 met in the office of Miss Hoover at the University of Kansas on April 26.

The Committee felt that a glorious and final effort should be put forth during the month of May in order that this bill be brought out of the Committee on Education, where it now is, and voted on in the House.

In order to do this in the short time left, it was decided that a committee of leaders be named who would lend their time and effort in seeing the job through.

The following names were suggested and will stand approved unless individual objection is raised: Mr. Reginald Strait, Chanute; Mr. Kenneth Brecheisen, Garden City; Mr. Merle Henre, Kansas City; Mr. L. P. Dittmore, Topeka; Mr. R. H. McAlister, Wichita; Miss Edna McCullough and Mr. V. C. Trussler, Emporia; Miss Elizabeth Barbour and Dr. Earl Morris, Hays; Miss Irma Gene Nevins and Dr. G. W. Weede, Pittsburg; Miss Helen Saum and Mr. L. P. Washburn, Manhattan; Miss Ruth Hoover and Dr. F. C. Allen, Lawrence; and Miss Gladys Taggart and Dr. Lawrence Rarick, Wichita.

The plan of action is that this committee contact their alumni and friends in an appeal to get them to write letters to Congress in behalf of the bill.

City directors should call staff meetings and make an appeal to get letters to Congress.

The committee felt that if each one interested would write to each Kansas Congressman in the House and also to several of the Committee on Education and have their friends and relatives do likewise that some action would be taken on the bill.

Reports coming from the recently adjourned National Convention is that all states are going to make a concerted effort to get action on the bill before the 77th Congress adjourns in June.

If you have any suggestions as to a better approach or solution to the problem at hand, the committee would welcome such suggestions. Write your suggestions to Merle Henre, c/o Public Schools, Kansas City, Kansas.



### HIGH SPOTS OF THE BILL

1. Sponsored by the National Physical Education Association.
2. Endorsed by American Legion, Elks, and N.E.A.
3. Primary function of the bill is to raise the physical fitness standard of all youth (both boys and girls).
4. Aid given to states in proportion to the number of youth compared to the total number in the United States. On this basis, Kansas would receive approximately one million dollars annually. The program would be administered through a state physical education director and would be used:
  - (a) To aid teacher preparation
  - (b) Improve facilities
  - (c) Improve teacher salaries.

### SUGGESTIONS FOR WRITING TO CONGRESSMEN

1. The letter should be a brief, concise but forceful personal appeal that the bill be supported because:
  - (a) The primary function of the bill is to raise the standard of physical fitness of the youth of the nation (both boys and girls).
  - (b) Federal aid is particularly important in states like Kansas that have small revenues for education.
  - (c) The need for raising the physical standards is shown by the number of rejections for military service because of physical disability.  
(Latest figures on draftees show 43% rejection)
2. The letter should be a personal urge or plea that the bill be brought out on the floor and given the support it deserves.

### U. S. CONGRESSMEN FROM KANSAS

#### SENATORS

Arthur Capper, Topeka

Clyde M. Reed, Parsons

#### REPRESENTATIVES

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U. S. Guyer, Kansas City  
Thomas D. Winter, Girard  
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HOUSE OF REPRESENTATIVES COMMITTEE ON EDUCATION

William H. Larrabee - New Palestine, Indiana  
Graham A. Barden - New Bern, North Carolina  
Edward J. Hart - Jersey City, New Jersey  
Eugene J. Keogh - Brooklyn, New York  
Lawrence J. Connery - Lynn, Massachusetts  
Martin F. Smith - Hoquiam, Washington  
John Lesinski - Dearborn, Michigan  
Michael J. Kirwan - Youngstown, Ohio  
Charles A. Buckley - New York City, New York  
Thomas D'Alesandro, Jr. - Baltimore, Maryland  
Francis J. Myers - Philadelphia, Pennsylvania  
George A. Dondero - Royal Oak, Michigan  
Joshua L. Johns - Algoma, Wisconsin  
William J. Fitzgerald - Connecticut  
Philip A. Traynor - Delaware  
Bernard J. Gehrman - Wisconsin  
Margaret Chase Smith - Maine  
Evan Howell - Illinois  
Oren S. Copeland - Nebraska  
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Address letters to U. S. Capitol - Washington, D. C.

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Very truly yours,

THE COMMITTEE

Miss Ruth Hoover  
Miss Edna McCullough  
Miss Irma Gene Nevins  
Mr. L. P. Washburn  
Mr. Merle Henre



UNIVERSITY OF KANSAS  
LAWRENCE

DEPARTMENT OF PHYSICAL EDUCATION

May 14, 1941

Dear Alumni:

A final effort is being made to have the bill No. 1074, dealing with federal aid for physical education, brought out of the Committee on Education and voted on in the House.

I am sending you some material on this bill and suggestions on how you may help bring it to a vote. Will you do your part and send letters to each Kansas Congressman in the House and to several of the Committee on Education. With your letters pouring in, the Committee will have to bring it out for a vote, and we are hoping for success.

Sincerely,

Ruth I. Hoover

RIH:ek



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(Latest figures on draftees show 43% rejection).
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Very truly yours,

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