

THE HOUSE OF REPRESENTATIVES
Wednesday, April 8, 2009

ENGROSSED

Senate Bill No. 322

ENGROSSED SENATE BILL NO. 322 - By: JOLLEY of the Senate and COODY AND PITTMAN of the House.

An Act relating to schools; amending Section 1, Chapter 357, O.S.L. 2004, as amended by Section 2, Chapter 45, O.S.L. 2005, and Section 1, Chapter 91, O.S.L. 2006 (70 O.S. Supp. 2008, Sections 24-100a and 24-100b), which relate to the Healthy and Fit Kids Act of 2004; modifying short title of act; requiring Healthy and Fit School Advisory Committees to utilize School Health Index for certain purpose; requiring Committees to annually complete certain tasks and report to district superintendent; providing an effective date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

1 SECTION 1. AMENDATORY Section 1, Chapter 357, O.S.L. 2004, as amended
2 by Section 2, Chapter 45, O.S.L. 2005 (70 O.S. Supp. 2008, Section 24-100a), is amended
3 to read as follows:

4 Section 24-100a A. This act shall be known and may be cited as the “Healthy and
5 Fit Kids Act ~~of 2004~~”.

6 B. Beginning September 1, 2004, each public school shall establish a Healthy and
7 Fit School Advisory Committee, to be composed of at least six members. The Advisory
8 Committee may be composed of teachers, administrators, parents of students, health
9 care professionals and business community representatives.

1 A public school may combine the Healthy and Fit School Advisory Committee with
2 its Safe School Committee, established pursuant to Section 24-100.5 of this title.

3 C. ~~Each~~ Beginning September 1, 2009, each public school site's Healthy and Fit
4 School Advisory Committee shall ~~study and make~~ utilize the School Health Index,
5 developed and provided free-of-charge by the Centers for Disease Control and
6 Prevention, for the purpose of assessing school policies and procedures related to health
7 and safety and making recommendations to the school principal regarding the following
8 eight components of a coordinated school health program:

- 9 1. Health education;
- 10 2. Physical education and physical activity; ~~and~~
- 11 3. Nutrition ~~and health~~ services;
- 12 4. Health services;
- 13 5. School health and safety policies and environment;
- 14 6. Counseling, psychological and social services;
- 15 7. Health promotion for staff; and
- 16 8. Family and community involvement.

17 D. Beginning September 1, 2009, each public school site's Healthy and Fit Advisory
18 Committee shall annually complete a minimum of one module of the School Health Index
19 as provided for in subsection C of this section and shall develop an action plan with
20 recommendations for improvement toward a coordinated school health program. The
21 principal shall give consideration to recommendations of the committee and shall

1 annually provide a report on the action plan and the progress made toward the stated
2 goals to the district superintendent.

3 E. The State Board of Education shall adopt rules for monitoring compliance with
4 this section and is authorized to report a school as deficient on the accreditation report
5 for noncompliance with the provisions of this section.

6 SECTION 2. AMENDATORY Section 1, Chapter 91, O.S.L. 2006 (70 O.S.
7 Supp. 2008, Section 24-100b), is amended to read as follows:

8 Section 24-100b. A. In order to assist the Healthy and Fit School Advisory
9 Committees created pursuant to Section 24-100a of ~~Title 70 of the Oklahoma Statutes~~
10 this title, the State Department of Education in consultation with the State Department
11 of Health shall make available to schools information and technical assistance for use in:

- 12 1. Establishing healthy school nutrition environments;
- 13 2. Reducing childhood obesity;
- 14 3. Development of quality physical education and activity programs;
- 15 4. Prevention of diet-related chronic diseases; and
- 16 5. Establishing, implementing, and evaluating school wellness policies.

17 B. The Healthy and Fit School Advisory Committees ~~are encouraged to~~ shall utilize
18 the School Health Index available on the Centers for Disease Control and Prevention
19 website ~~or as a program assessment and monitoring instrument.~~ Committees are further
20 encouraged to utilize the Oklahoma Healthy and Fit Schools Scorecard available on the
21 Governor's Council on Physical Fitness and Sports website ~~as a program assessment and~~
22 ~~monitoring instrument.~~

1 C. The Healthy and Fit School Advisory Committees shall be involved in the
2 monitoring, implementation, and evaluation of Section 5-147 of ~~Title 70 of the Oklahoma~~
3 ~~Statutes~~ this title, which limits access to foods of minimal nutritional value.

4 SECTION 3. This act shall become effective July 1, 2009.

5 SECTION 4. It being immediately necessary for the preservation of the public
6 peace, health and safety, an emergency is hereby declared to exist, by reason whereof
7 this act shall take effect and be in full force from and after its passage and approval.

8 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET,
9 dated 04-07-09 - DO PASS, As Coauthored.