

**SUBCOMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2699 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Jeannie McDaniel \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 PROPOSED SUBCOMMITTEE  
4 SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2699

By: Fourkiller

7 PROPOSED SUBCOMMITTEE SUBSTITUTE

8 An Act relating to schools; requiring elementary,  
9 middle and junior high and high schools to have  
10 certain beverages available for sale to students  
11 beginning certain school year; requiring certain  
12 beverages to comprise certain percentage; permitting  
13 standard for middle and junior high schools that  
14 share common campus with a high school; providing for  
15 codification; and providing an effective date.

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

17 SECTION 1. NEW LAW A new section of law to be codified  
18 in the Oklahoma Statutes as Section 5-147.1 of Title 70, unless  
19 there is created a duplication in numbering, reads as follows:

20 A. Beginning with the 2013-2014 school year, in addition to  
21 beverages sold as part of the school lunch program, and to the  
22 extent this section does not conflict with the National School Lunch  
23 Program, each elementary school in the public schools shall have the  
24 following beverages available for sale during the regular and  
extended school day:

1        1. Bottled water;

2        2. Fat-free milk, low-fat milk and nutritionally equivalent  
3 milk alternatives in servings of eight (8) ounces or less, that  
4 contain no more than one hundred fifty (150) calories per eight (8)  
5 ounces. Flavored versions of the beverage are permitted; and

6        3. Fruit juice, in servings of eight (8) ounces or less,  
7 containing one hundred percent (100%) fruit juice or one hundred  
8 percent (100%) juice plus water with no added sweeteners and with at  
9 least ten percent (10%) of the recommended daily value for three or  
10 more vitamins and minerals and no more than one hundred twenty (120)  
11 calories per eight (8) ounces.

12        B. Beginning with the 2013-2014 school year, in addition to  
13 beverages sold as part of the school lunch program and to the extent  
14 this section does not conflict with the National School Lunch  
15 Program, each middle and junior high school in the public schools  
16 shall have the following beverages available for sale during the  
17 regular and extended school day:

18        1. Bottled water;

19        2. Fat-free milk, low-fat milk and nutritionally equivalent  
20 milk alternatives in servings of ten (10) ounces or less that  
21 contain no more than one hundred fifty (150) calories per eight (8)  
22 ounces. Flavored versions of the beverage are permitted; and

23        3. Fruit juice, in servings of ten (10) ounces or less,  
24 containing one hundred percent (100%) fruit juice or one hundred

1 percent (100%) juice plus water with no added sweeteners and with at  
2 least ten percent (10%) of the recommended daily value for three or  
3 more vitamins and minerals and no more than one hundred twenty (120)  
4 calories per eight (8) ounces.

5 C. Beginning with the 2013-2014 school year, in addition to  
6 beverages sold as part of the school lunch program and to the extent  
7 this section does not conflict with the National School Lunch  
8 Program, each high school in the public schools shall have the  
9 following beverages available for sale during the regular and  
10 extended school day:

11 1. Bottled water;

12 2. No-calorie or low-calorie beverages that contain no more  
13 than ten (10) calories per eight (8) ounces;

14 3. Fat-free milk, low-fat milk and nutritionally equivalent  
15 milk alternatives in servings of twelve (12) ounces or less that  
16 contain no more than one hundred fifty (150) calories per eight (8)  
17 ounces. Flavored versions of the beverage are permitted;

18 4. Fruit juice in servings of twelve (12) ounces or less,  
19 containing one hundred percent (100%) fruit juice or one hundred  
20 percent (100%) juice plus water with no added sweeteners and with at  
21 least ten percent (10%) of the recommended daily value for three or  
22 more vitamins and minerals and no more than one hundred twenty (120)  
23 calories per eight (8) ounces;

24

1 5. All other beverages shall contain no more than sixty-six  
2 (66) calories per eight (8) ounces; and

3 6. At least fifty percent (50%) of nonmilk beverages described  
4 in this subsection shall be water or no-calorie or low-calorie  
5 options that contain no more than ten (10) calories per eight (8)  
6 ounces.

7 D. Each middle and junior high school in the public schools  
8 that shares a common campus with a high school shall be permitted to  
9 adopt the beverage standard available for high schools.

10 SECTION 2. This act shall become effective November 1, 2012.

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12 53-2-9503 AM 02/16/12

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