

1 2. Shared-use partnerships between school districts and local
2 governments or organizations can allow community members and groups
3 to use playgrounds, athletic fields, pools, gymnasiums, and other
4 recreational facilities after school hours. Shared-use partnerships
5 can also be used to make community facilities available to schools
6 at a free or reduced cost;

7 3. Obesity increases the risk of diabetes, heart disease,
8 stroke, some cancers, and other health problems;

9 4. School facilities, especially those that are centered in the
10 community, can be an excellent resource for recreation and exercise
11 when there is limited availability or when private options are too
12 expensive; and

13 5. The most innovative districts are maximizing shared-use of
14 school facilities to address the educational and health needs of
15 students and the community's need for recreational activity spaces.

16 B. It is the intent of the Legislature to remove barriers that
17 could discourage schools from offering a variety of safe, clean
18 facilities, including running tracks, pools, gymnasiums, fitness
19 rooms, and playgrounds to the community.

20 SECTION 2. NEW LAW A new section of law not to be
21 codified in the Oklahoma Statutes reads as follows:

22 A. There is hereby created until November 30, 2011, the Task
23 Force on Healthier Neighborhood Living. The task force shall:

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 1. Examine the feasibility of amending laws relating to the use
2 of school-owned recreational facilities by other government and
3 nongovernmental entities for the purpose of physical activity by
4 imposing liability for property damage and injury on the user, as
5 well as providing that the school not be held liable;

6 2. As appropriate, hear testimony from industry experts and key
7 leaders concerned with this issue, including, but not limited to,
8 state public education officials, public health organizations,
9 parent-teacher associations, physicians specializing in the area of
10 obesity, and representatives from other states or municipalities
11 that have instituted policies limiting liability in this manner; and

12 3. Recommend any actions or legislation which the task force
13 deems necessary or appropriate.

14 B. The task force shall be composed of twelve (12) members as
15 follows:

16 1. Six members appointed by the President Pro Tempore of the
17 Senate as follows:

18 a. two members of the Senate, one of whom shall be the
19 Chair of the Senate Health and Human Services
20 Committee and one of whom shall be a member of the
21 minority party,

22 b. one member representing an association that advocates
23 for the prevention and cure of diabetes in the state,

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- c. one member representing a nongovernmental community group,
- d. one member representing an association of physical activity professionals in the state, and
- e. one member-at-large representing an urban area of the state; and

2. Six members appointed by the Speaker of the House of Representatives as follows:

- a. two members of the House of Representatives, one of whom shall be the chair of the Judiciary Committee and one of whom shall be a member of the minority party,
- b. one member representing an association that advocates for the prevention of heart disease and stroke in the state,
- c. the State Commissioner of Health, or designee,
- d. one member-at-large representing a rural area of the state, and
- e. one member representing school boards across the state.

C. Appointments shall be made by August 15, 2011. The members of the task force shall serve at the pleasure of the appointing authority.

1 D. The Chair of the Senate Health and Human Services Committee
2 shall call the first meeting.

3 E. The chair and vice-chair of the task force shall be selected
4 by the task force from among the members.

5 F. A quorum of the task force shall be required in order for
6 any final action by the task force.

7 G. The task force shall meet no less than two times.

8 H. Members of the task force shall receive no compensation or
9 travel reimbursement for their service.

10 I. Staff support for the task force shall be provided by the
11 State Department of Health.

12 J. The task force shall report its findings, including any
13 legislative recommendations, to the President Pro Tempore of the
14 Senate, the Speaker of the House of Representatives, and the
15 Governor by November 30, 2011.

16 SECTION 3. This act shall become effective July 1, 2011.

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

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22 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 04-07-2011 - DO PASS,
23 As Amended.

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