

1 ENGROSSED SENATE AMENDMENT
TO

2 ENGROSSED HOUSE
3 BILL NO. 2730

By: Cleveland and Turner of the
House

4 and

5 Sharp of the Senate

6
7
8 An Act relating to schools; creating the Oklahoma
9 Extracurricular Activities Accountability Act;
10 stating purposes of the act; providing definition;
11 prohibiting school districts from being a member of a
12 school athletic association unless certain
13 requirements are met; requiring compliance with the
14 Oklahoma Open Records and Oklahoma Open Meeting Acts;
15 requiring rules, regulations and policies of
16 associations to be in compliance with the
17 Administrative Procedures Act; requiring certain
18 audits; and providing for codification.

16 AUTHOR: Add the following Senate Coauthor: Coates

17 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
18 entire bill and insert

19 "An Act relating to schools; creating the Oklahoma
20 Extracurricular Activities Accountability Act;
21 providing definition; prohibiting school districts
22 from being a member of a school athletic association
23 unless certain requirements are met; requiring
24 compliance with the Oklahoma Open Records and
Oklahoma Open Meeting Acts; requiring certain audits;
and providing for codification.

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

2 SECTION 1. NEW LAW A new section of law to be codified
3 in the Oklahoma Statutes as Section 27-101 of Title 70, unless there
4 is created a duplication in numbering, reads as follows:

5 This act shall be known and may be cited as the "Oklahoma
6 Extracurricular Activities Accountability Act".

7 SECTION 2. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 27-102 of Title 70, unless there
9 is created a duplication in numbering, reads as follows:

10 As used in the Oklahoma Extracurricular Activities
11 Accountability Act, a "school athletic association" means any
12 private organization or association which charges the school or
13 school district a membership fee, retains a portion of revenue
14 generated by the interscholastic activities or contests of the
15 member schools, and provides the coordination, supervision and
16 regulation of the interscholastic activities and contests of the
17 member schools.

18 SECTION 3. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 27-103 of Title 70, unless there
20 is created a duplication in numbering, reads as follows:

21 A public school or school district shall not be a member of any
22 school athletic association unless that association has adopted a
23 written policy that requires the following:

24

1 1. All records of the association to be made accessible
2 consistent with the provisions of the Oklahoma Open Records Act;

3 2. All meetings of the association to be open and conducted in
4 a manner consistent with the provisions of the Oklahoma Open Meeting
5 Act, including specifically the notice and agenda, voting and
6 executive session requirements; and

7 3. An annual financial audit and a compliance audit of all
8 funds of the association in accordance with the auditing standards
9 set forth in the Oklahoma Public School Audit Law. In addition, the
10 association shall have performance audits conducted of the
11 operations of the association. A performance audit shall be
12 conducted no later than December 31, 2014, and by December 31 every
13 five (5) years thereafter."

14 Passed the Senate the 16th day of April, 2014.

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Presiding Officer of the Senate

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18 Passed the House of Representatives the ____ day of _____,
19 2014.

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Presiding Officer of the House
of Representatives

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1 ENGROSSED HOUSE
2 BILL NO. 2730

By: Cleveland and Turner of the
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8 An Act relating to schools; creating the Oklahoma
9 Extracurricular Activities Accountability Act;
10 stating purposes of the act; providing definition;
11 prohibiting school districts from being a member of a
12 school athletic association unless certain
13 requirements are met; requiring compliance with the
14 Oklahoma Open Records and Oklahoma Open Meeting Acts;
15 requiring rules, regulations and policies of
16 associations to be in compliance with the
17 Administrative Procedures Act; requiring certain
18 audits; and providing for codification.

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

23 SECTION 4. NEW LAW A new section of law to be codified
24 in the Oklahoma Statutes as Section 27-101 of Title 70, unless there
is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Oklahoma
Extracurricular Activities Accountability Act".

SECTION 5. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 27-102 of Title 70, unless there
is created a duplication in numbering, reads as follows:

1 A. The purposes of the Oklahoma Extracurricular Activities
2 Accountability Act shall be to:

3 1. Provide for better coordination between curricular and
4 extracurricular activities in Oklahoma schools;

5 2. Provide accountability and transparency in the coordination
6 and governance of extracurricular activities between schools and
7 school athletic associations;

8 3. Ensure fair treatment and due process in the governance,
9 regulation and enforcement of extracurricular activities; and

10 4. Provide an open process in the development of rules,
11 regulations and policies that impact extracurricular activities.

12 B. As used in the Oklahoma Extracurricular Activities
13 Accountability Act, a "school athletic association" means any
14 private organization or association which charges the school or
15 school district a membership fee, retains a portion of revenue
16 generated by the interscholastic activities or contests of the
17 member schools, and provides the coordination, supervision and
18 regulation of the interscholastic activities and contests of the
19 member schools.

20 SECTION 6. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 27-103 of Title 70, unless there
22 is created a duplication in numbering, reads as follows:

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1 A public school or school district shall not be a member of any
2 school athletic association unless that association has adopted a
3 written policy that requires the following:

4 1. All records of the association to be made accessible
5 consistent with the provisions of the Oklahoma Open Records Act;

6 2. All meetings of the association to be open and conducted in
7 a manner consistent with the provisions of the Oklahoma Open Meeting
8 Act, including specifically the notice and agenda, voting and
9 executive session requirements;

10 3. All rules, regulations and policies of the association shall
11 be adopted and implemented consistent with the provisions of Article
12 I of the Administrative Procedures Act; and

13 4. An annual financial audit and a compliance audit of all
14 funds of the association in accordance with the auditing standards
15 set forth in the Oklahoma Public School Audit Law. In addition, the
16 association shall have performance audits conducted of the
17 operations of the association. A performance audit shall be
18 conducted no later than December 31, 2014, and by December 31 every
19 five (5) years thereafter.
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1 Passed the House of Representatives the 26th day of February,
2014.

4 _____
Presiding Officer of the House
of Representatives

6 Passed the Senate the ___ day of _____, 2014.

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Presiding Officer of the Senate