

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 54th Legislature (2014)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2730

By: Cleveland and Turner of the
House

and

Sharp of the Senate

11 COMMITTEE SUBSTITUTE

12 An Act relating to schools; creating the Oklahoma
13 Extracurricular Activities Accountability Act;
14 stating purposes of the act; providing definition;
15 prohibiting school districts from being a member of a
16 school athletic association unless certain
17 requirements are meet; requiring compliance with the
18 Oklahoma Open Records and Oklahoma Open Meeting Acts;
19 requiring rules, regulations and policies of
20 associations to be in compliance with the
21 Administrative Procedures Act; requiring certain
22 audits; providing for codification; and declaring an
23 emergency.

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

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

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

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

6 A. The purposes of the Oklahoma Extracurricular Activities
7 Accountability Act shall be to:

8 1. Provide for better coordination between curricular and
9 extracurricular activities in Oklahoma schools;

10 2. Provide accountability and transparency in the coordination
11 and governance of extracurricular activities between schools and
12 school athletic associations;

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

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

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

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

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

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

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

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

16 4. An annual financial audit and a compliance audit of all
17 funds of the association in accordance with the auditing standards
18 set forth in the Oklahoma Public School Audit Law. In addition, the
19 association shall have performance audits conducted of the
20 operations of the association. A performance audit shall be
21 conducted no later than December 31, 2014, and by December 31 every
22 five (5) years thereafter.

23 SECTION 4. It being immediately necessary for the preservation
24 of the public peace, health and safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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4 COMMITTEE REPORT BY: COMMITTEE ON ADMINISTRATIVE RULES, GOVERNMENT
5 OVERSIGHT AND REPEALER, dated 02/06/2014 - DO PASS, As Amended and
6 Coauthored.

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