

1 ENGROSSED HOUSE
2 BILL NO. 1051

By: Sterling, Hasenbeck, Pae,
3 Talley, Roe, Loring, Boles,
4 Dollens and Davis of the
5 House

and

Standridge of the Senate

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8 [schools - directing local school districts to
9 conduct an annual fitness assessment - authorizing
10 certain funding]

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

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 11-103.9b of Title 70, unless
16 there is created a duplication in numbering, reads as follows:

17 A. Beginning in the 2021-2022 school year, each local school
18 district shall conduct an annual fitness assessment, as approved by
19 the State Board of Education, each school year for students in
20 grades three through twelve, to be conducted in a course that
21 satisfies the physical education program required pursuant to
22 Section 11-103.9 of Title 70 of the Oklahoma Statutes or during the
23 school year where the assessment can be administered by trained
24 personnel. Such assessments shall include methods deemed by the

1 State Board of Education as appropriate to ascertain levels of
2 student physical fitness and include the factors and standards
3 required in subsection B of this section. A local school district
4 shall not be required to conduct the annual fitness assessment for
5 students with a disability or other condition that requires an
6 exemption as determined by the State Department of Education.

7 B. The State Department of Education shall adopt an assessment
8 instrument that includes standards accessible to districts which
9 adequately express the most current and widely accepted best
10 practices and benchmarks in the areas of student health and physical
11 education to be used by all local school districts in assessing
12 student physical fitness. The minimum required contents of the
13 assessment shall address the measurements and assessment instruments
14 to be used by a school district in assessing student physical
15 fitness under this section. The assessment instruments shall:

16 1. Be based on factors related to student health, including
17 the following factors that have been identified as essential to
18 overall health and function:

- 19 a. aerobic capacity,
- 20 b. body composition, and
- 21 c. muscular strength, endurance and flexibility; and

22 2. Include criterion-referenced standards specific to a
23 student's age and gender and based on the physical fitness level
24 required for good health.

1 C. A school district shall annually provide the results of
2 individual student performance on the physical fitness assessment
3 required by this section to the State Board of Education. The
4 results shall not contain the name of the individual students, the
5 student's Social Security number or the student's date of birth.
6 The performance results provided to the Board pursuant to this
7 subsection may be used for assessing the effectiveness of health
8 programs and developing recommendations for modifications to
9 physical education and health and wellness programs or related
10 curriculum.

11 D. Not later than the last day of the school year, a school
12 district shall provide a parent or guardian with a copy of the
13 results of the physical fitness assessment of the parent's or
14 guardian's child. The results provided to a parent or guardian
15 under this subsection shall be clear, precise, and easy to
16 understand.

17 E. 1. The Department shall analyze the performance results
18 provided to the Board pursuant to subsection C of this section and
19 identify, for each school district, any correlation between the
20 results and the following:

- 21 a. student obesity,
- 22 b. student attendance levels,
- 23 c. student academic achievement levels,
- 24 d. student disciplinary problems, and

1 e. school meal programs.

2 2. The Department may contract with a public or private entity
3 for that entity to conduct all or part of the analysis required in
4 paragraph 1 of this subsection.

5 3. Beginning September 1, 2021, and for each year thereafter,
6 the Department shall report, for the proceeding school year, the
7 findings of the analysis required under this subsection to the State
8 Superintendent of Public Instruction and to the State Department of
9 Health.

10 The State Board of Education's efforts may be supported with
11 state, federal or private funding or a combination thereof.

12 F. The State Board of Education shall submit an annual report
13 to the Governor, beginning October 1, 2022, and annually thereafter.
14 The report shall include the compliance status of each local school
15 district. The Governor may, in coordination with the State Board of
16 Education, establish one or more recognition programs to acknowledge
17 local school districts and schools which have most improved in their
18 physical fitness assessments. The Governor may collaborate with
19 private corporations in the development and implementation of
20 recognition programs pursuant to this subsection, including
21 providing monetary or other incentives to local school districts or
22 schools for attaining certain levels of health status. All local
23 school districts or schools receiving acknowledgment through a
24 recognition program established by the Governor pursuant to this

1 subsection shall also be recognized on the State Board of
2 Education's website.

3 Passed the House of Representatives the 11th day of March, 2020.

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Presiding Officer of the House
of Representatives

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Passed the Senate the ____ day of _____, 2020.

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Presiding Officer of the Senate

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