

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 57th Legislature (2019)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1051

By: Sterling

7
8 COMMITTEE SUBSTITUTE

9 An Act relating to schools; directing local school
10 districts to conduct an annual fitness assessment;
11 requiring assessments to include certain methods,
12 factors and standards; requiring annual submission of
13 certain results; requiring the State Board of
14 Education to adopt and disseminate certain standards
15 and benchmarks; authorizing certain funding;
16 requiring annual report be submitted to the Governor;
17 authorizing the Governor to establish recognition
18 programs; authorizing certain collaboration;
19 requiring certain posting on the Board's website;
20 providing for codification; providing an effective
21 date; and declaring an emergency.

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

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

26 A. Beginning in the 2019-2020 school year, each local school
27 district shall conduct an annual fitness assessment, as approved by

1 the State Board of Education, each school year for students in
2 grades four through eight, to be conducted only during a physical
3 education course in which a student is enrolled. Such assessments
4 shall include methods deemed by the State Board of Education as
5 appropriate to ascertain levels of student physical fitness and
6 include the factors and standards required in subsection B of this
7 section.

8 B. The minimum required contents of the assessment shall
9 address the measurements and assessment instruments to be used by a
10 school district in assessing student physical fitness under this
11 section. The assessment instruments shall:

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

- 15 a. aerobic capacity,
- 16 b. body composition, and
- 17 c. muscular strength, endurance and flexibility; and

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

21 C. A school district shall annually provide the results of
22 individual student performance on the physical fitness assessment
23 required by this section to the State Board of Education. The
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1 results shall not contain the name of the individual students, the
2 student's Social Security number or the student's date of birth.

3 D. The State Board of Education shall adopt and disseminate to
4 local school districts standards which adequately express the most
5 current and widely accepted best practices and benchmarks in the
6 areas of student health and physical education. The State Board of
7 Education's efforts may be supported with state, federal or private
8 funding or a combination thereof.

9 E. The State Board of Education shall submit an annual report
10 to the Governor, beginning October 1, 2020, and annually thereafter.
11 The report shall include the compliance status of each local school
12 district. The Governor may, in coordination with the State Board of
13 Education, establish one or more recognition programs to acknowledge
14 local school districts and schools which have most improved in their
15 physical fitness assessments. The Governor may collaborate with
16 private corporations in the development and implementation of
17 recognition programs pursuant to this subsection, including
18 providing monetary or other incentives to local school districts or
19 schools for attaining certain levels of health status. All local
20 school districts or schools receiving acknowledgment through a
21 recognition program established by the Governor pursuant to this
22 subsection shall also be recognized on the State Board of
23 Education's website.

24 SECTION 2. This act shall become effective July 1, 2019.

SECTION 3. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 02/26/2019
- DO PASS, As Amended.