

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

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

4 HOUSE BILL 2038

By: Davis, **Dunnington** and
Munson

7 AS INTRODUCED

8 An Act relating to child care; setting nutrition
9 standards; limiting sugar-sweetened beverages;
10 requiring physical activity; specifying types of
11 activity; eliminating screen time including certain
12 devices; providing exemptions and limitations for
13 specified situations; providing for codification; and
14 providing an effective date.

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

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 405.6 of Title 10, unless there
18 is created a duplication in numbering, reads as follows:

19 All licensed child care centers, except those facilities
20 licensed as drop-in programs or as programs for sick children shall:

21 1. Follow the most recent version of the federal Child and
22 Adult Care Food Program (CACFP), 42 U.S.C., Section 1766, nutrition
23 standards for infants;

1 2. Follow Recommendations for Healthier Beverages issued in
2 2013 by Healthy Eating Research (HER), and limit sugar-sweetened
3 beverages to one serving per day;

4 3. Provide children with opportunities for moderate and
5 vigorous physical activity for at least sixty (60) cumulative
6 minutes per day during a full-day program, and for thirty (30)
7 cumulative minutes for programs that operate less than a full day,
8 including daily outdoor physical activity when possible, and by
9 providing infants daily opportunities to freely explore their indoor
10 and outdoor environments under adult supervision, including engaging
11 with infants on the ground each day to optimize adult-infant
12 interactions and providing daily time in the prone position for
13 infants less than twelve (12) months of age; and

14 4. Eliminate screen time, including television, movies,
15 cellular phones, video games, computers and other digital devices
16 for children less than two (2) years of age. The provisions of this
17 paragraph shall not apply to:

- 18 a. electronic media involving facilitated physical
- 19 activity participation,
- 20 b. e-readers when used for reading to the children,
- 21 c. smart boards and tablets when used for facilitated
- 22 hands-on learning activities, such as drawing or
- 23 puzzles,
- 24

1 d. occasional special activities, such as watching a
2 movie, limited to one per month, except in the
3 following situations:

4 (1) Saturday mornings may include an additional
5 thirty (30) minutes for children in mixed groups,
6 and

7 (2) evenings may include an additional one (1) hour
8 or less for children in mixed groups in evening
9 or overnight care, and

10 e. assistive or adaptive technology for children with
11 disabilities.

12 SECTION 2. This act shall become effective November 1, 2019.

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14 COMMITTEE REPORT BY: COMMITTEE ON CHILDREN, YOUTH AND FAMILY
15 SERVICES, dated 02/20/2019 - DO PASS, As Coauthored.
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