

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1307

By: Pemberton

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 24-100a, which relates to the Healthy and Fit
9 Kids Act of 2004; removing language allowing schools
10 to combine certain committees; amending 70 O.S. 2011,
11 Section 24-100.3, as amended by Section 2, Chapter
12 311, O.S.L. 2013 (70 O.S. Supp. 2019, Section 24-
13 100.3), which relates to the School Safety and
14 Bullying Prevention Act; modifying certain
15 definition; updating statutory reference; providing
16 an effective date; and declaring an emergency.

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

18 SECTION 1. AMENDATORY 70 O.S. 2011, Section 24-100a, is
19 amended to read as follows:

20 Section 24-100a. A. This act shall be known and may be cited
21 as the "Healthy and Fit Kids Act of 2004".

22 B. Beginning September 1, 2004, each public school shall
23 establish a Healthy and Fit School Advisory Committee, to be
24 composed of at least six members. The Advisory Committee may be
25 composed of teachers, administrators, parents of students, health
26 care professionals and business community representatives.

1 ~~A public school may combine the Healthy and Fit School Advisory~~
2 ~~Committee with its Safe School Committee, established pursuant to~~
3 ~~Section 24-100.5 of this title.~~

4 C. Each Healthy and Fit School Advisory Committee shall study
5 and make recommendations to the school principal regarding:

- 6 1. Health education;
- 7 2. Physical education and physical activity; and
- 8 3. Nutrition and health services.

9 D. The principal shall give consideration to recommendations of
10 the committee.

11 E. The State Board of Education shall adopt rules for
12 monitoring compliance with this section and is authorized to report
13 a school as deficient on the accreditation report for noncompliance
14 with the provisions of this section.

15 SECTION 2. AMENDATORY 70 O.S. 2011, Section 24-100.3, as
16 amended by Section 2, Chapter 311, O.S.L. 2013 (70 O.S. Supp. 2019,
17 Section 24-100.3), is amended to read as follows:

18 Section 24-100.3. A. As used in the School Safety and Bullying
19 Prevention Act:

20 1. "Bullying" means any ~~pattern of harassment, intimidation,~~
21 ~~threatening behavior, physical acts, verbal or unwanted, aggressive~~
22 behavior committed in person or by electronic communication directed
23 toward a student or group of students:

1 a. that results in or is reasonably perceived as being
2 done with the intent to cause negative educational or
3 physical results for the targeted individual or group
4 and is communicated in such a way as to disrupt or
5 interfere with the school's educational mission or the
6 education of any student, and

7 b. that involves a real or perceived power imbalance and
8 is repeated or is highly likely to be repeated.

9 Bullying actions shall include, but not be limited to,
10 harassment, intimidation, threatening behavior, spreading rumors,
11 attacking someone physically or verbally and excluding someone from
12 a group as a means of causing harm;

13 2. "At school" means on school grounds, in school vehicles, at
14 school-sponsored activities, or at school-sanctioned events;

15 3. "Electronic communication" means the communication of any
16 written, verbal, pictorial information or video content by means of
17 an electronic device, including, but not limited to, a telephone, a
18 mobile or cellular telephone or other wireless telecommunication
19 device, or a computer; and

20 4. "Threatening behavior" means any pattern of behavior or
21 isolated action, whether or not it is directed at another person,
22 that a reasonable person would believe indicates potential for
23 future harm to students, school personnel, or school property.

1 B. Nothing in ~~this act~~ Section 24-100.1 et seq. of this title
2 shall be construed to impose a specific liability on any school
3 district.

4 SECTION 3. This act shall become effective July 1, 2020.

5 SECTION 4. It being immediately necessary for the preservation
6 of the public peace, health or safety, an emergency is hereby
7 declared to exist, by reason whereof this act shall take effect and
8 be in full force from and after its passage and approval.

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