

# An Act

ENROLLED SENATE  
BILL NO. 519

By: Crain and Corn of the  
Senate

and

Coody, Jones and Pittman  
of the House

An Act relating to schools; directing the State Department of Education and the State Department of Health to facilitate development of a physical fitness assessment software program; specifying capabilities of program; providing for selection of schools to pilot program; requiring pilot schools to assess certain students; providing certain exceptions; stating purpose of pilot program; providing for codification; providing an effective date; and declaring an emergency.

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 24-100c of Title 70, unless there is created a duplication in numbering, reads as follows:

A. The State Department of Education and the State Department of Health shall facilitate the development of a physical fitness assessment software program customized for public schools in this state that has the capability to track the five components of student health-related physical fitness, including:

1. Aerobic capacity;

2. Muscular strength;
3. Muscular endurance;
4. Flexibility; and

5. A weight status assessment that includes measurement of height and weight, calculation of body mass index (BMI) for age, and plotting of these measures on standard growth charts.

The software program shall have the capability of creating a confidential individual student report for parents that includes an explanation of the data. In addition, the software program shall be developed and made accessible to school districts at no cost.

B. The State Department of Health in consultation with the State Department of Education and the Governor's Council on Physical Fitness and Sports shall select at least fifteen elementary schools statewide to pilot the software program during the 2008-2009 school year. Pilot schools shall assess all participating students in grades three, four and five. No school selected to participate in the pilot program shall be required to utilize the software program. No student shall be required to participate in the assessment if a parent or guardian of the student objects in writing. The purpose of the pilot shall be to:

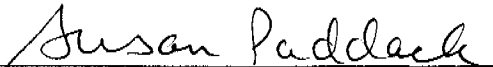
1. Evaluate methods for administering the physical fitness assessment to students;
2. Evaluate methods for reporting to parents;
3. Evaluate the software program to ensure that it provides for the collection of data by school district in an efficient and cost-effective manner; and
4. Evaluate the usefulness of the health-related fitness testing manual.

SECTION 2. This act shall become effective July 1, 2008.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and 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.

Passed the Senate the 21st day of May, 2008.

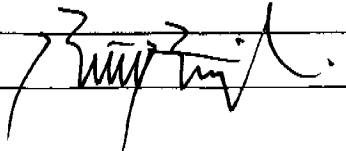
  
Presiding Officer of the Senate

Passed the House of Representatives the 22nd day of May, 2008.

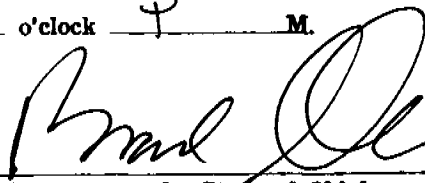
  
Presiding Officer of the House  
of Representatives

**OFFICE OF THE GOVERNOR**

Received by the Governor this 23<sup>rd</sup>  
day of May, 2008,  
at 9:40 o'clock P M.

By: 

Approved by the Governor of the State of Oklahoma the 2<sup>nd</sup> day of  
June, 2008, at 4:21 o'clock P M.

  
Governor of the State of Oklahoma

**OFFICE OF THE SECRETARY OF STATE**

Received by the Secretary of State this  
4<sup>th</sup> day of June, 2008  
at 1:40 o'clock P M.

By: 