

By: Nelson

S.B. No. 65

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to a program to recognize public schools with successful  
3 student health and fitness programs.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter A, Chapter 38, Education Code, is  
6 amended by adding Section 38.027 to read as follows:

7 Sec. 38.027. HEALTHY SCHOOLS RECOGNITION PROGRAM. (a) The  
8 commissioner shall establish a healthy schools recognition program  
9 under which schools are recognized for successfully implementing  
10 programs that encourage student health and fitness.

11 (b) A school may apply to the commissioner for recognition  
12 as a gold, silver, or bronze healthy school. The commissioner shall  
13 determine whether a school qualifies for recognition and the level  
14 for which the school qualifies based on:

15 (1) improvement in the results of the physical fitness  
16 assessment instrument administered under Subchapter C;

17 (2) implementation of a coordinated health program  
18 under Section 38.014, if the school applying for recognition is an  
19 elementary school, middle school, or junior high school;

20 (3) the involvement of the local school health  
21 advisory council established under Section 28.004;

22 (4) compliance with student minimum physical activity  
23 requirements under Section 28.002(1);

24 (5) recent recognition, by a public or private entity

1 approved for the purpose by the commissioner, for successfully  
2 implementing a program that encourages student health or fitness;  
3 and

4 (6) any other criteria adopted by the commissioner.

5 (c) The commissioner may establish partnerships with  
6 private and nonprofit entities to provide monetary and in-kind  
7 rewards to schools that receive recognition under the program as a  
8 healthy school.

9 (d) The commissioner may solicit and accept a gift, grant,  
10 or donation from any source for the development or implementation  
11 of the program. Only a gift, grant, or donation may be used to fund  
12 development or implementation of the program.

13 (e) The commissioner shall adopt rules necessary to  
14 implement this section.

15 SECTION 2. This Act applies beginning with the 2013-2014  
16 school year.

17 SECTION 3. This Act takes effect immediately if it receives  
18 a vote of two-thirds of all the members elected to each house, as  
19 provided by Section 39, Article III, Texas Constitution. If this  
20 Act does not receive the vote necessary for immediate effect, this  
21 Act takes effect September 1, 2013.