

1-1 By: Patrick, et al. (Senate Sponsor - Nelson) H.B. No. 1018  
 1-2 (In the Senate - Received from the House May 6, 2013;  
 1-3 May 7, 2013, read first time and referred to Committee on Health  
 1-4 and Human Services; May 13, 2013, reported favorably by the  
 1-5 following vote: Yeas 8, Nays 0; May 13, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Nelson	X			
1-8 Deuell	X			
1-9 Huffman	X			
1-10 Nichols	X			
1-11 Schwertner	X			
1-12 Taylor			X	
1-13 Uresti	X			
1-14 West	X			
1-15 Zaffirini	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the establishment of community partnerships and the  
 1-20 development of policy recommendations for increasing physical  
 1-21 activity and improving fitness among public school students.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 28.004, Education Code, is amended by  
 1-24 amending Subsections (c) and (m) and adding Subsections (l-1) and  
 1-25 (n) to read as follows:

1-26 (c) The local school health advisory council's duties  
 1-27 include recommending:

1-28 (1) the number of hours of instruction to be provided  
 1-29 in health education;

1-30 (2) curriculum appropriate for specific grade levels  
 1-31 designed to prevent obesity, cardiovascular disease, and Type 2  
 1-32 diabetes through coordination of:

- 1-33 (A) health education;
- 1-34 (B) physical education and physical activity;
- 1-35 (C) nutrition services;
- 1-36 (D) parental involvement; and
- 1-37 (E) instruction to prevent the use of tobacco;

1-38 (3) appropriate grade levels and methods of  
 1-39 instruction for human sexuality instruction; ~~and~~

1-40 (4) strategies for integrating the curriculum  
 1-41 components specified by Subdivision (2) with the following elements  
 1-42 in a coordinated school health program for the district:

- 1-43 (A) school health services;
- 1-44 (B) counseling and guidance services;
- 1-45 (C) a safe and healthy school environment; and
- 1-46 (D) school employee wellness; and

1-47 (5) if feasible, joint use agreements or strategies  
 1-48 for collaboration between the school district and community  
 1-49 organizations or agencies.

1-50 (l-1) The local school health advisory council shall  
 1-51 establish a physical activity and fitness planning subcommittee to  
 1-52 consider issues relating to student physical activity and fitness  
 1-53 and make policy recommendations to increase physical activity and  
 1-54 improve fitness among students.

1-55 (m) In addition to performing other duties, the local school  
 1-56 health advisory council shall submit to the board of trustees, at  
 1-57 least annually, a written report that includes:

- 1-58 (1) any council recommendation concerning the school  
 1-59 district's health education curriculum and instruction or related  
 1-60 matters that the council has not previously submitted to the board;
- 1-61 (2) any suggested modification to a council

2-1 recommendation previously submitted to the board; [~~and~~]  
2-2 (3) a detailed explanation of the council's activities  
2-3 during the period between the date of the current report and the  
2-4 date of the last prior written report; and  
2-5 (4) any recommendations made by the physical activity  
2-6 and fitness planning subcommittee.  
2-7 (n) Any joint use agreement that a school district and  
2-8 community organization or agency enter into based on a  
2-9 recommendation of the local school health advisory council under  
2-10 Subsection (c)(5) must address liability for the school district  
2-11 and community organization or agency in the agreement.  
2-12 SECTION 2. This Act takes effect September 1, 2013.

2-13

\* \* \* \* \*