

1 ENGROSSED HOUSE  
2 BILL NO. 2038

By: Davis, Dunnington, Munson  
and Rosecrants of the House

3 and

4 Simpson of the Senate  
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6  
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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,  
21 shall:

22 1. Follow the most recent version of the federal Child and  
23 Adult Care Food Program (CACFP), 42 U.S.C., Section 1766, nutrition  
24 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,

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.

13 Passed the House of Representatives the 12th day of March, 2019.

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15 \_\_\_\_\_  
16 Presiding Officer of the House  
of Representatives

17 Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2019.

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20 Presiding Officer of the Senate  
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