



General Assembly

Amendment

January Session, 2005

LCO No. 6302

SB0130906302HDO

Offered by:

REP. FLEISCHMANN, 18th Dist.

REP. CARDIN, 53rd Dist.

REP. STONE, 9th Dist.

REP. JANOWSKI, 56th Dist.

To: Subst. Senate Bill No. 1309

File No. 332

Cal. No. 440

(As Amended)

"AN ACT CONCERNING SCHOOL NUTRITION."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 10-221o of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective July 1, 2005*):

5 Each local and regional board of education shall require each school
6 under its jurisdiction to (1) offer all full day students a daily lunch
7 period of not less than twenty minutes, and (2) include in the regular
8 school day for each student enrolled in [grades] full day kindergarten
9 and grades one to five, inclusive, a [period of] minimum of twenty
10 minutes per full school day where there is an opportunity for the
11 student to engage in physical exercise, in addition to any physical

12 education requirements, except that a planning and placement team
13 may develop a different schedule for a child requiring special
14 education and related services in accordance with chapter 164 and the
15 Individuals With Disabilities Education Act, 20 USC 1400 et seq., as
16 amended from time to time. In the event of a conflict with this section
17 and any provision of chapter 164, such other provision of chapter 164
18 shall be deemed controlling.

19 Sec. 2. Section 10-220f of the general statutes is repealed and the
20 following is substituted in lieu thereof (*Effective July 1, 2005*):

21 (a) Each local and regional board of education may establish a
22 school district safety committee to increase staff and student
23 awareness of safety [and health] issues and to review the adequacy of
24 emergency response procedures at each school. Parents and high
25 school students shall be included in the membership of such
26 committees.

27 (b) Each local and regional board of education may establish a
28 School Wellness Committee to monitor and implement nutrition and
29 physical activity policies required pursuant to the provisions of the
30 Child Nutrition and WIC Reauthorization Act of 2004, P.L. 108-265.
31 Each such committee shall make recommendations to its board of
32 education regarding school wellness issues, including, but not limited
33 to, ordering Connecticut grown foods for inclusion in school meals,
34 conducting school fundraisers with either healthy food or nonfood
35 items, establishing a nutrition education curriculum and promoting
36 physical education and exercise. Members of the committee may
37 include, but need not be limited to, a school administrator, a physical
38 education teacher, a teacher who does not teach physical education, a
39 school nurse, a local pediatrician, the food service director for the
40 school district, two parents of children enrolled in a school in the
41 school district, a middle school student, a member of the local or
42 regional board of education and a high school student.

43 Sec. 3. (NEW) (*Effective July 1, 2005*) (a) Except as otherwise

44 provided in subsection (b) or (c) of this section, each local and regional
45 board of education shall permit at schools under its jurisdiction the
46 sale of only the following beverages to students from any source,
47 including, but not limited to, school stores, vending machines, school
48 cafeterias, and any school sponsored or nonschool sponsored
49 fundraising activities: (1) Water, (2) milk, including, but not limited to,
50 chocolate milk, soy milk, rice milk and other similar dairy or nondairy
51 milk, (3) one hundred per cent fruit juice or vegetable juice or a
52 combination of such juices, (4) beverages that contain only water and
53 fruit juice and have no added natural or artificial sweeteners, and (5)
54 one-half hour after the last lunch period in high schools only, sugar
55 free soft drinks or electrolyte replacement beverages containing no
56 more than forty-two grams of added sweetener per twenty ounce
57 serving, provided such sugar free soft drinks or electrolyte
58 replacement beverages constitute no more than twenty per cent each of
59 the beverage options permitted pursuant to this subsection.

60 (b) A local or regional board of education may permit at middle
61 schools or high schools under its jurisdiction, the sale to students of
62 beverages that are not listed in subsection (a) of this section, provided
63 (1) such sale is in connection with a school sponsored event occurring
64 after the end of the regular school day or on the weekend, (2) such sale
65 is at the location of such event, and (3) such beverages are not sold
66 from a vending machine or school store.

67 Sec. 4. (NEW) (*Effective July 1, 2005*) (a) Not later than January 1,
68 2006, and January first of each year thereafter, the Department of
69 Education shall publish a list of recommended prepackaged foods and
70 set nutritional standards for other foods, other than beverages and
71 foods served as part of the National School Lunch Program and School
72 Breakfast Program, that may be offered as the only foods on school
73 premises for sale to students, from any source, including, but not
74 limited to, school stores, vending machines, school cafeterias and
75 school sponsored and nonschool sponsored fundraising activities.
76 Except as provided in subsection (b) of this section, local and regional
77 boards of education shall implement such recommendations, as

78 amended from time to time, and permit to be offered for sale to
 79 students on school premises only those foods (1) included in the list of
 80 recommended prepackaged foods, (2) meeting the nutritional
 81 standards set by the department, or (3) served as part of the National
 82 School Lunch Program and School Breakfast Program, not later than
 83 August 15, 2006, and annually thereafter.

84 (b) On and after August 15, 2006, a local or regional board of
 85 education may permit at schools under its jurisdiction, the sale to
 86 students of foods that are not listed as recommended prepackaged
 87 foods or do not meet the nutritional standards set by the Department
 88 of Education pursuant to subsection (a) of this section, provided (1)
 89 such sale is in connection with a school sponsored event occurring
 90 after the end of the regular school day or on the weekend, (2) such sale
 91 is at the location of such event, and (3) such foods are not sold from a
 92 vending machine or school store.

93 (c) Nothing in this section shall be construed to prohibit the sale off
 94 school premises of any food as part of fundraising activities by
 95 students, teachers or educational groups."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2005</i>	10-221o
Sec. 2	<i>July 1, 2005</i>	10-220f
Sec. 3	<i>July 1, 2005</i>	New section
Sec. 4	<i>July 1, 2005</i>	New section