



General Assembly

Substitute Bill No. 373

February Session, 2006

* SB00373APP 041806 *

AN ACT CONCERNING TECHNICAL HIGH SCHOOL WIRING FOR TECHNOLOGY AND HEALTHY FOOD AND BEVERAGES IN SCHOOLS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 10-4h of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2006*):

4 (a) The Department of Education, in consultation with the
5 Commission for Educational Technology, shall establish a competitive
6 grant program, within the limit of the bond authorization for purposes
7 of this section, to assist (1) local and regional school districts, (2)
8 regional educational service centers, (3) cooperative arrangements
9 among one or more boards of education, and (4) endowed academies
10 approved pursuant to section 10-34 that are eligible for school building
11 project grants pursuant to chapter 173, to upgrade or install wiring,
12 including electrical wiring, cable or other distribution systems and
13 infrastructure improvements to support telecommunications and other
14 information transmission equipment to be used for educational
15 purposes, provided the department may expend up to two per cent of
16 such bond authorization for such purposes for the regional vocational-
17 technical school system.

18 Sec. 2. (NEW) (*Effective July 1, 2006*) (a) Except as otherwise

19 provided in subsection (b) of this section, each local and regional board
20 of education and the governing authority for each state charter school,
21 interdistrict magnet school and endowed academy approved pursuant
22 to section 10-34 of the general statutes, shall permit at schools under its
23 jurisdiction the sale of only the following beverages to students from
24 any source, including, but not limited to, school stores, vending
25 machines, school cafeterias, and any fund-raising activities on school
26 premises, whether or not school sponsored: (1) Milk that may be
27 flavored but contain no artificial sweeteners and no more than four
28 grams of sugar per ounce, (2) nondairy milks such as soy or rice milk,
29 which may be flavored but contain no artificial sweeteners, no more
30 than four grams of sugar per ounce, no more than thirty-five per cent
31 of calories from fat per portion and no more than ten per cent of
32 calories from saturated fat per portion, (3) one hundred per cent fruit
33 juice, vegetable juice or combination of such juices, containing no
34 added sugars, sweeteners or artificial sweeteners, (4) beverages that
35 contain only water and fruit or vegetable juice and have no added
36 sugars, sweeteners or artificial sweeteners, and (5) water, which may
37 be flavored but contain no added sugars, sweeteners, artificial
38 sweeteners or caffeine. Portion sizes of beverages, other than water as
39 described in subdivision (5) of this subsection, that are offered for sale
40 pursuant to this subsection shall not exceed twelve ounces.

41 (b) Each such board of education or governing authority may
42 permit at schools under its jurisdiction, the sale to students of
43 beverages that are not listed in subsection (a) of this section, provided
44 (1) such sale is in connection with a school sponsored event occurring
45 after the end of the regular school day or on the weekend, (2) such sale
46 is at the location of such event, and (3) such beverages are not sold
47 from a vending machine or school store.

48 Sec. 3. (NEW) (*Effective July 1, 2006*) Not later than August 1, 2006,
49 and January first of each year thereafter, the Department of Education
50 shall publish a set of nutrition standards for food items offered for sale
51 to students at schools. Such standards shall not apply to food sold as
52 part of the National School Lunch Program and School Breakfast

53 Program unless such items are purchased separately from a school
54 lunch or breakfast that is reimbursable under such program.

55 Sec. 4. (NEW) (*Effective July 1, 2006*) (a) Each local and regional
56 board of education and the governing authority for each state charter
57 school, interdistrict magnet school and endowed academy approved
58 pursuant to section 10-34 of the general statutes that participates in the
59 National School Lunch Program shall certify in its annual application
60 to the Department of Education for school lunch funding whether,
61 during the school year for which such application is submitted, all
62 food items made available for sale to students in schools under its
63 jurisdiction and not exempted from the nutrition standards published
64 by the Department of Education pursuant to section 3 of this act will
65 meet said standards. Except as otherwise provided in subsection (b) of
66 this section, such certification shall include food not exempted from
67 said nutrition standards and offered for sale to students at all times,
68 and from all sources, including, but not limited to, school stores,
69 vending machines, school cafeterias, and any fundraising activities on
70 school premises, whether or not school sponsored.

71 (b) Each such board of education or governing authority certifying
72 pursuant to this section compliance with the department's nutrition
73 standards for food may exclude from such certification the sale to
74 students of food items that do not meet such standards, provided (1)
75 such sale is in connection with a school sponsored event occurring
76 after the end of the regular school day or on the weekend, (2) such sale
77 is at the location of such event, and (3) such food is not sold from a
78 vending machine or school store.

79 Sec. 5. Section 10-215b of the general statutes is repealed and the
80 following is substituted in lieu thereof (*Effective July 1, 2006*):

81 (a) The State Board of Education is authorized to expend in each
82 fiscal year an amount equal to (1) the money required pursuant to the
83 matching requirements of said federal laws and shall disburse the
84 same in accordance with said laws, and (2) ten cents per lunch served

85 in the prior school year in accordance with said laws by any local or
86 regional board of education or governing authority of a state charter
87 school, interdistrict magnet school or endowed academy approved
88 pursuant to section 10-34 that participate in the National School Lunch
89 Program and certify pursuant to section 4 of this act that the nutrition
90 standards established by the Department of Education pursuant to
91 section 3 of this act shall be met.

92 (b) The State Board of Education shall prescribe the manner and
93 time of application by [local and regional boards of education] such
94 board of education, such governing authority or controlling authority
95 of the nonpublic schools for such funds, provided such application
96 shall include the certification that any funds received pursuant to
97 subsection (a) of this section shall be used for the program approved.
98 The State Board of Education shall determine the eligibility of the
99 applicant to receive such grants pursuant to regulations provided in
100 subsection (c) of this section and shall certify to the Comptroller the
101 amount of the grant for which the board of education, [or] the
102 governing authority or the controlling authority of a nonpublic school
103 is eligible. Upon receipt of such certification, the Comptroller shall
104 draw an order on the Treasurer in the amount, at the time and to the
105 payee so certified.

106 (c) The State Board of Education may adopt such regulations as may
107 be necessary in implementing sections 10-215 to 10-215b, inclusive.

108 (d) The Commissioner of Education shall establish a procedure for
109 monitoring compliance by boards of education or governing
110 authorities approved with certifications submitted in accordance with
111 section 4 of this act and may adjust grant amounts pursuant to
112 subdivision (2) of subsection (a) of this section based on failure to
113 comply with said certification.

114 Sec. 6. Section 10-215a of the general statutes is repealed and the
115 following is substituted in lieu thereof (*Effective July 1, 2006*):

116 Nonpublic schools and nonprofit agencies may participate in the

APP *Joint Favorable*