

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 1726*

Short Title: Improve Child Care Nutrition/Activity Stnds. (Public)

Sponsors: Representatives Weiss, England, McLawhorn, Yongue (Primary Sponsors);
M. Alexander, Brown, Bryant, Coates, Cotham, Faison, Fisher, Gill, Glazier,
Hall, Harrison, Hughes, Jackson, Lucas, Luebke, Parfitt, Pierce, Rapp, Tarleton,
and Wainwright.

Referred to: Health, if favorable, Commerce, Small Business, and Entrepreneurship.

May 17, 2010

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE CHILD CARE COMMISSION, IN CONSULTATION WITH
3 THE DIVISION OF CHILD DEVELOPMENT OF THE DEPARTMENT OF HEALTH
4 AND HUMAN SERVICES, TO DEVELOP IMPROVED NUTRITION STANDARDS
5 FOR CHILD CARE FACILITIES, AND TO DIRECT THE DIVISION OF CHILD
6 DEVELOPMENT TO STUDY AND RECOMMEND GUIDELINES FOR INCREASED
7 LEVELS OF PHYSICAL ACTIVITY IN CHILD CARE FACILITIES, AS
8 RECOMMENDED BY THE LEGISLATIVE TASK FORCE ON CHILDHOOD
9 OBESITY.

10 The General Assembly of North Carolina enacts:

11 **SECTION 1.** G.S. 110-91(2) reads as rewritten:

12 "(2) Health-Related Activities. – The Commission shall adopt rules for child care
13 facilities to ensure that all children receive nutritious food and beverages
14 according to their developmental needs. ~~After consultation with the State~~
15 ~~Health Director, The Commission shall consult with the Division of Child~~
16 ~~Development of the Department of Health and Human Services to develop~~
17 ~~nutrition standards shall to provide for requirements appropriate for children~~
18 ~~of different ages. The nutrition standards shall include all of the following:~~

- 19 a. A prohibition against serving sugar sweetened beverages to children
20 of any age.
21 b. A requirement to serve reduced fat milk to children older than two
22 years of age.
23 c. A prohibition against serving more than four to six ounces of juice
24 per day to children over one year of age.

25 Each child care facility shall have a rest period for each child in care
26 after lunch or at some other appropriate time and arrange for each child in
27 care to be out-of-doors each day if weather conditions permit."

28 **SECTION 2.** The Department of Health and Human Services, Division of Child
29 Development, shall examine the current levels of physical activity children receive in child care
30 facilities and review model physical activity guidelines. Not later than September 1, 2011, the
31 Division shall report its findings and recommendations for increasing physical activity levels in
32 child care facilities, with a goal of reaching model guidelines, to the Legislative Task Force on
33 Childhood Obesity if reestablished for the 2011-2012 Session, to the Public Health Committee,
34 and to the Fiscal Research Division.



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SECTION 3. This act is effective when it becomes law.