

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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HOUSE DRH80194-LE-244 (1/30)

Short Title: Nutrition Stds./All Foods Sold at School.

(Public)

Sponsors: Representative Insko.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH  
3 NUTRITION STANDARDS FOR FOODS AND BEVERAGES AVAILABLE IN  
4 SCHOOL-OPERATED VENDING MACHINES, SCHOOL STORES, SNACK BARS,  
5 FUND-RAISERS, AND ALL OTHER FOOD SALE OPERATIONS ON THE SCHOOL  
6 CAMPUS DURING THE INSTRUCTIONAL DAY.

7 The General Assembly of North Carolina enacts:

8 SECTION 1. G.S. 115C-264.3 reads as rewritten:

9 "**§ 115C-264.3. Child Nutrition Program ~~standards~~, standards; standards for other foods**  
10 **sold on the school campus during the instructional day.**

11 (a) The State Board of Education, in direct consultation with a cross section of local  
12 directors of child nutrition services, shall establish statewide nutrition standards for school  
13 meals, a la carte foods and beverages, and items served in the After School Snack Program  
14 administered by the Department of Public Instruction and child nutrition programs of local  
15 school administrative units. The nutrition standards will promote gradual changes to increase  
16 fruits and vegetables, increase whole grain products, and decrease foods high in total fat, trans  
17 fat, saturated fat, and sugar. The nutrition standards adopted by the State Board of Education  
18 shall be implemented initially in elementary schools. All elementary schools shall achieve a  
19 basic level by the end of the 2009-2010 school year, followed by middle schools and then high  
20 schools.

21 (b) The State Board of Education, in direct consultation with a cross section of child  
22 health advocates, local directors of child nutrition programs, representatives from beverage and  
23 snack industries, and members of the Health and Wellness Trust Fund's Childhood Obesity  
24 Study Commission, shall also establish statewide nutrition standards for foods and beverages  
25 available in school-operated vending machines, school stores, snack bars, fund-raisers, and all  
26 other food sale operations on the school campus during the instructional day. The nutrition  
27 standards for beverages and snacks will promote the gradual reduction of total fat, trans fat,  
28 saturated fat, sugar, and calories in foods sold while increasing nutrient density.

29 The State Board of Education shall examine the standards on an annual basis and make  
30 modifications that reflect current products in the marketplace, best practices in the industry, and  
31 science-based evidence as reflected in the Dietary Guidelines for Americans, published by the  
32 United States Department of Health and Human Services."

33 SECTION 2. This act is effective when it becomes law.

