

By: Representative Brown

To: Education

HOUSE BILL NO. 1079
(As Passed the House)

1 AN ACT TO AMEND SECTION 37-13-137, MISSISSIPPI CODE OF 1972,
2 TO REQUIRE THE OFFICE OF HEALTHY SCHOOLS OF THE STATE DEPARTMENT
3 OF EDUCATION TO PROVIDE COMPREHENSIVE TRAINING ON CERTAIN FOOD
4 SERVICE PRACTICES PROVIDED BY LOCAL SCHOOL DISTRICTS; TO AUTHORIZE
5 THE DEPARTMENT TO DETERMINE THE TIME, LOCATION AND FREQUENCY WITH
6 WHICH THE TRAININGS ARE HELD; TO REQUIRE CERTAIN DISTRICT
7 PERSONNEL TO ATTEND THE TRAININGS; AND FOR RELATED PURPOSES.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

9 **SECTION 1.** Section 37-13-137, Mississippi Code of 1972, is
10 amended as follows:

11 37-13-137. (1) The State Board of Education shall adopt
12 regulations as provided in this section not later than March 1,
13 2008, which shall be effective for compliance by school districts
14 beginning with the 2008-2009 school year, for the Child Nutrition
15 School Breakfast and Lunch Programs that are not in conflict with
16 the regulations of the United States Department of Agriculture
17 (USDA). The regulations shall take into account the most recent
18 and advanced scientific principles regarding good human health and
19 fitness, and the effect of the regulations must be that the good
20 health, well-being and fitness of Mississippi school children
21 shall be advanced. The regulations shall include, but not be
22 limited to, the following areas:

- 23 (a) Healthy food and beverage choices;
- 24 (b) Healthy food preparation;
- 25 (c) Marketing of healthy food choices to students and
26 staff;
- 27 (d) Food preparation ingredients and products;
- 28 (e) Minimum and maximum time allotment for students and
29 staff lunch and breakfast periods;



30 (f) The availability of food items during the lunch and
31 breakfast periods of the Child Nutrition School Breakfast and
32 Lunch Programs; and

33 (g) Methods to increase participation in the Child
34 Nutrition School Breakfast and Lunch Programs.

35 (2) The Office of Healthy Schools of the State Department of
36 Education shall provide comprehensive training for
37 superintendents, business managers, food service directors and
38 food service managers of a local school district, or the designees
39 appointed by those individuals for training purposes, as required
40 by the department on marketing healthy foods, creating a healthy
41 cafeteria environment, effective and efficient food service
42 operations, the standards and expectations of food service staff,
43 and other topics as identified by the department. The department
44 may determine the time and location of the trainings and the
45 frequency with which they are held. Persons employed by a local
46 school district having the certification as a Food Service
47 Administrator III or IV shall be exempt from the training
48 requirements of this subsection.

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50 (3) Local school districts may adopt rules and regulations
51 that may be more stringent but not in conflict with those adopted
52 by the State Board of Education under this section.

53 **SECTION 2.** This act shall take effect and be in force from
54 and after July 1, 2010.

