

By: Senator(s) Tollison

To: Education

SENATE BILL NO. 2152

1 AN ACT TO REQUIRE THAT IN KINDERGARTEN THROUGH GRADE 12
 2 SCHOOLS WITH VENDING MACHINES, ONLY MILK, WATER, 100% NATURAL
 3 JUICES, FRESH OR DRIED FRUITS AND VEGETABLES AND WHOLE-GRAIN
 4 SNACKS MAY BE SOLD IN THOSE MACHINES; TO DIRECT THE STATE BOARD OF
 5 EDUCATION TO PROMULGATE RULES THAT DELINEATE A NUTRITION INTEGRITY
 6 POLICY FOR PUBLIC SCHOOLS; TO DIRECT THE STATE DEPARTMENT OF
 7 EDUCATION TO MONITOR SCHOOL COMPLIANCE AND SUBMIT REPORTS TO THE
 8 LEGISLATURE; AND FOR RELATED PURPOSES.

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

10 **SECTION 1.** (1) On or before July 1, 2006, the State Board
 11 of Education shall promulgate rules that delineate a nutrition
 12 integrity policy for public schools in the state. The rules shall
 13 be consistent with applicable federal law, but may set forth
 14 nutritional standards that are higher than the federal standards
 15 and may be more restrictive than the federal standards concerning
 16 the availability of competitive foods in a school.

17 (2) (a) The nutrition integrity policy described in
 18 subsection (1) of this section shall state, at a minimum, that, on
 19 and after the beginning of the 2006 school year: In all
 20 Kindergarten through Grade 12 schools of this state that have
 21 vending machines on school property, only milk, water, one hundred
 22 percent (100%) natural juices, fresh or dried fruits and
 23 vegetables and whole-grain snacks may be sold in those machines.
 24 However, vending machines located in faculty or teachers' lounges
 25 or located where only adults have access to the machines, and
 26 vending machines operated only during athletic events, are exempt
 27 from the requirements of this section.

28 (b) The State Department of Education, through its
 29 regular audits of school districts, shall monitor compliance by a
 30 school with the nutrition integrity policy.

31 (3) On or before December 1, 2006, the State Department of
32 Education shall submit a written report to the House and Senate
33 Education Committees that summarizes the fiscal and nutritional
34 impact of competitive foods sold in high schools in the state.
35 The report may contain recommendations for changes in state law as
36 a result of the department's findings.

37 (4) Upon request, the department shall provide model policy
38 language to school districts that reflects current research
39 supporting best practices that provide a positive influence on
40 children's health and nutrition in the school environment.

41 **SECTION 2.** This act shall take effect and be in force from
42 and after July 1, 2006.