

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 1173

5 By: Representative Anderson
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For An Act To Be Entitled

9 AN ACT TO REPEAL THE REQUIREMENT THAT SCHOOL
10 DISTRICTS MUST REQUIRE SCHOOLS IN THE SCHOOL
11 DISTRICT TO PROVIDE TO PARENTS AN ANNUAL BODY
12 MASS INDEX REPORT ON EACH STUDENT; AND FOR OTHER
13 PURPOSES.
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Subtitle

15 AN ACT TO REPEAL THE REQUIREMENT THAT
16 SCHOOL DISTRICTS MUST PROVIDE TO PARENTS
17 AN ANNUAL BODY MASS INDEX REPORT ON EACH
18 STUDENT.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code 20-7-135 is amended to read as follows:

25 20-7-135. Nutrition and physical activity standards - Implementation.

26 (a) After having consulted the Child Health Advisory Committee and the
27 State Board of Health, the State Board of Education shall promulgate
28 appropriate rules and regulations to ensure that nutrition and physical
29 activity standards are implemented to provide students with the skills,
30 opportunities, and encouragement to adopt healthy lifestyles.

31 (b) The Division of Health of the Department of Health and Human
32 Services in consultation with the Department of Education shall:

33 (1) Employ one (1) qualified community health promotion
34 professional with training or experience, or both, in nutrition, chronic
35 disease, or another related field to be housed within the division to plan,
36 develop, implement, and evaluate pilot or model programs to support schools



1 and communities if funds are available;

2 (2) Employ one (1) statewide health promotion consultant to be
3 housed within the Department of Education if funds are available;

4 (3) Employ one (1) person as a community health promotion
5 specialist to support implementation of pilot or model programs in schools
6 and communities in nutrition and physical activity in several distinct
7 geographical areas of the state if funds are available; and

8 (4) Not use more than five percent (5%) of the annual Division
9 of Health of the Department of Health and Human Services Master Settlement
10 Agreement funds for the salaries or programs created under this subsection.

11 (c) Every school district shall:

12 (1) Prohibit for elementary school students in-school access to
13 vending machines offering food and beverages;

14 (2) Require schools to include as part of the annual report to
15 parents and the community the amounts and specific sources of funds received
16 and expenditures made from competitive food and beverage contracts;

17 ~~(3) Require schools to include as a part of a student health~~
18 ~~report to parents an annual body mass index percentile by age for each~~
19 ~~student; and~~

20 ~~(4) Require schools to annually provide parents with an~~
21 ~~explanation of the possible health effects of body mass index, nutrition, and~~
22 ~~physical activity.~~

23 (d) The Department of Education shall:

24 (1) Begin the implementation of standards developed by the
25 committee and approved by the Department of Education; and

26 (2) Annually monitor and evaluate the implementation and
27 effectiveness of the nutrition and physical education standards.

28 (e) Every school district shall:

29 (1) Convene a school nutrition and physical activity advisory
30 committee that shall include members from school district governing boards,
31 school administrators, food service personnel, teacher organizations,
32 parents, students, and professional groups such as nurses and community
33 members to:

34 (A) Help raise awareness of the importance of nutrition
35 and physical activity; and

36 (B) Assist in the development of local policies that

1 address issues and goals, including, but not limited to, the following:

2 (i) Assisting with the implementation of nutrition
3 and physical activity standards developed by the school nutrition and
4 physical activity advisory committee with the approval of the Department of
5 Education and the State Board of Health;

6 (ii) Integrating nutrition and physical activity
7 into the overall curriculum;

8 (iii) Ensuring that professional development for
9 staff includes nutrition and physical activity issues;

10 (iv) Ensuring that students receive nutrition
11 education and engage in healthful levels of vigorous physical activity;

12 (v) Improving the quality of physical education
13 curricula and increasing training of physical education teachers;

14 (vi) Enforcing existing physical education
15 requirements; and

16 (vii) Pursuing contracts that both encourage healthy
17 eating by students and reduce school dependence on profits from the sale of
18 foods of minimal nutritional value;

19 (2) Begin the implementation of standards developed by the
20 committee with the approval of the Department of Education and the State
21 Board of Health; and

22 (3) Require that goals and objectives for nutrition and physical
23 activity be incorporated into the annual school planning and reporting
24 process.

25 (f) The Department of Education and the division shall report annually
26 on progress in implementing nutrition and physical education standards to the
27 chairs of the House Interim Committee on Public Health, Welfare, and Labor
28 and the Senate Interim Committee on Public Health, Welfare, and Labor.

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