

MAR 2 2005

EDUCATION

HOUSE FILE 541
BY FORD

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to healthy student body requirements for school
2 districts.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 541

1 Section 1. NEW SECTION. 279.60 HEALTHY STUDENT BODY
2 REQUIREMENTS.

3 1. The board of directors of each public school shall
4 prohibit elementary school student access to vending machines
5 offering food and beverages in school district attendance
6 centers.

7 2. The board of directors of each public school shall do
8 all of the following:

9 a. Include, as part of the progress report submitted to
10 the local community pursuant to section 256.7, subsection 21,
11 paragraph "c", the amounts and specific sources of funds
12 received and expenditures made by the school district from
13 competitive food and beverage contracts, broken down by
14 attendance center if any such contract applies to or benefits
15 a particular attendance center.

16 b. Require schools to annually send to the parent or
17 guardian of a student a student health report that includes a
18 body mass index percentile by age for the student. The
19 determination of a student's body mass index shall be done
20 with regard for the privacy of the student in a location at
21 the school in which other persons are not present. The report
22 shall also include an explanation of the possible health
23 effects related to body mass index, nutrition, and physical
24 activity.

25 3. A student shall be excused from the determination of
26 the body mass index percentile provided for under subsection 2
27 if the student's parent or guardian files with the school
28 principal a written request that the pupil be excused.

29 Sec. 2. STATE MANDATE FUNDING SPECIFIED. In accordance
30 with section 25B.2, subsection 3, the state cost of requiring
31 compliance with any state mandate included in this Act shall
32 be paid by a school district from state school foundation aid
33 received by the school district under section 257.16. This
34 specification of the payment of the state cost shall be deemed
35 to meet all the state mandate funding-related requirements of

1 section 25B.2, subsection 3, and no additional state funding
2 shall be necessary for the full implementation of this Act by
3 and enforcement of this Act against all affected school
4 districts.

5 EXPLANATION

6 This bill requires the board of directors of each public
7 school to prohibit elementary school student access to vending
8 machines offering food and beverages in attendance centers; to
9 include, as part of an academic progress report that the Code
10 requires each school district to annually submit to the
11 community, the amounts and specific sources of funds received
12 and expenditures made by the school district from competitive
13 food and beverage contracts; to send annually to a student's
14 parent or guardian a student health report that includes a
15 body mass index (BMI) percentile by age for the student and an
16 explanation of the possible health effects relating to body
17 mass index, nutrition, and physical activity.

18 The determination of a student's BMI must be done with
19 regard for the student's privacy, and the student shall be
20 excused from BMI determination if the student's parent or
21 guardian files with the school principal a written request
22 that the pupil be excused.

23 The bill may include a state mandate as defined in Code
24 section 25B.3. The bill requires that the state cost of any
25 state mandate included in the bill be paid by a school
26 district from state school foundation aid received by the
27 school district under Code section 257.16. The specification
28 is deemed to constitute state compliance with any state
29 mandate funding-related requirements of Code section 25B.2.
30 The inclusion of this specification is intended to reinstate
31 the requirement of political subdivisions to comply with any
32 state mandates included in the bill.

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