

## SENATE BILL No. 499

By Committee on Public Health and Welfare

2-1

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9 AN ACT concerning school districts; relating to nutrition and health ed-  
10 ucation guidelines; amending K.S.A. 2009 Supp. 72-5128 and repeal-  
11 ing the existing section.  
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13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 2009 Supp. 72-5128 is hereby amended to read as  
15 follows: 72-5128. (a) The state board of education shall develop nutrition  
16 guidelines for all foods and beverages made available to students in Kan-  
17 sas public schools during the school day. In developing such guidelines,  
18 the state board of education shall consult with other state agencies, private  
19 foundations and other private entities. In developing such guidelines, par-  
20 ticular attention shall be given to providing healthful foods and beverages,  
21 physical activities and wellness education with the goals of preventing and  
22 reducing childhood obesity.

23 (b) When establishing the wellness policy of the school district, the  
24 board of education of each district shall take into consideration the guide-  
25 lines developed by the state board under subsection (a).

26 (c) *On or before July 1, 2011, all school districts shall implement the*  
27 *exemplary level of the Kansas school wellness policy model guidelines*  
28 *relating to nutrition in vending machines and school stores.*

29 (d) *Each school year, the board of education of each school district*  
30 *shall review its policies and implementation of such policies to ensure that*  
31 *the district is in full compliance with the requirements of subsection (c).*

32 (e) *The state board of education, in cooperation with the Kansas de-*  
33 *partment of health and environment, periodically shall update the Kansas*  
34 *school wellness policy model guidelines so that the guidelines reflect the*  
35 *most recent recommendation on nutritional quality and healthy eating.*

36 Sec. 2. K.S.A. 2009 Supp. 72-5128 is hereby repealed.

37 Sec. 3. This act shall take effect and be in force from and after its  
38 publication in the statute book.