

HOUSE BILL No. 5871

June 11, 1990, Introduced by Reps. Law, Crandall, Miller, Honigman, Dolan, Barns, Gubow, Leland, Gire, Sikkema and Bankes and referred to the Committee on Education.

A bill to amend section 1272b of Act No. 451 of the Public Acts of 1976, entitled as amended

"The school code of 1976,"

being section 380.1272b of the Michigan Compiled Laws; and to add section 1272e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1272b of Act No. 451 of the Public Acts
2 of 1976, being section 380.1272b of the Michigan Compiled Laws,
3 is amended and section 1272e is added to read as follows:

4 Sec. 1272b. In all programs established and operated pur-
5 suant to section 1272a:

6 (a) Nutritional standards prescribed by the United States
7 department of agriculture pursuant to section 9 of the national
8 school lunch act, 42 U.S.C. 1758, AND NUTRITION GUIDELINES
9 ESTABLISHED BY THE DEPARTMENT OF EDUCATION UNDER SECTION 1272E

1 THAT ARE COMPATIBLE WITH THOSE FEDERAL NUTRITIONAL STANDARDS
2 shall be met and maintained.

3 (b) The board may charge a fee for meals or milk, but the
4 fee shall not exceed the actual average daily cost, including
5 necessary supervision, of the meal or milk and accessories, less
6 the amount of food and financial assistance received by the board
7 for the meal or milk.

8 (c) The board shall provide free and reduced price meals and
9 free milk to all pupils eligible under the maximum standards pre-
10 scribed by the United States department of agriculture pursuant
11 to section 9 of the national school lunch act, 42 U.S.C. 1758;
12 shall ensure the confidentiality of all information contained in
13 applications for eligibility; and shall further ensure that eli-
14 gible pupils are not discriminated against or overtly identified
15 in any manner.

16 (d) The board shall provide for parent and pupil participa-
17 tion in the planning and evaluation of school meals and other
18 foods sold or dispensed on school premises.

19 SEC. 1272E. (1) THE STATE BOARD SHALL PROMULGATE RULES
20 ESTABLISHING NUTRITION GUIDELINES FOR SCHOOL MEAL PROGRAMS OPER-
21 ATED UNDER SECTION 1272 OR 1272A AND FOR ALL OTHER FOOD AND BEV-
22 ERAGES SOLD OR MADE AVAILABLE TO PUPILS ON SCHOOL DISTRICT
23 PREMISES. IN PROMULGATING THE RULES, THE DEPARTMENT OF EDUCATION
24 SHALL CONSIDER NUTRITION RECOMMENDATIONS FOR CHILDREN PUBLISHED
25 BY THE DEPARTMENT OF PUBLIC HEALTH.

26 (2) THE NUTRITION GUIDELINES PROMULGATED UNDER
27 SUBSECTION (1) SHALL INCLUDE, BUT ARE NOT LIMITED TO, GUIDELINES

1 FOR FAT, SATURATED FAT, SODIUM, AND CHOLESTEROL CONTENT IN FOOD,
2 AND SHALL REQUIRE THAT IF ALTERNATIVE COMPARABLE FOOD PRODUCTS
3 ARE AVAILABLE, THE FOOD PRODUCT THAT IS LOWER IN FAT, SATURATED
4 FAT, SODIUM, OR CHOLESTEROL CONTENT SHALL BE USED AS LONG AS THAT
5 FOOD PRODUCT IS OF AT LEAST EQUAL NUTRITIONAL VALUE.

6 (3) THE BOARD OF A SCHOOL DISTRICT OR LOCAL ACT SCHOOL DIS-
7 TRICT SHALL COMPLY WITH THE NUTRITION GUIDELINES PROMULGATED
8 UNDER THIS SECTION IN MEAL PROGRAMS AND IN THE PROVISION OF ALL
9 OTHER FOOD AND BEVERAGES SOLD OR MADE AVAILABLE TO PUPILS ON
10 SCHOOL DISTRICT PREMISES.