

# HOUSE BILL 528

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By: **Delegates Ebersole, D. Barnes, Fennell, Hornberger, C. Howard, Luedtke,  
Moon, Patterson, Platt, B. Robinson, Tarlau, and Walker**

Introduced and read first time: February 1, 2016

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Primary and Secondary Education – Sensible Sugar in Schools Act**

3 FOR the purpose of requiring certain county boards to add to a certain wellness policy on  
4 or before a certain date a certain plan for reducing students' added sugar intake per  
5 school meal based on certain recommendations; requiring certain county boards to  
6 convene a certain workgroup to assist with the development of a certain plan;  
7 providing for the membership of a certain workgroup; requiring the workgroup to  
8 make certain recommendations; requiring a certain workgroup to hold a certain  
9 number of public hearings and provide a certain opportunity for public testimony;  
10 and generally relating to the Sensible Sugar in Schools Act.

11 BY adding to

12 Article – Education

13 Section 7–438

14 Annotated Code of Maryland

15 (2014 Replacement Volume and 2015 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
17 That the Laws of Maryland read as follows:

18 **Article – Education**

19 **7–438.**

20 **(A) ON OR BEFORE AUGUST 1, 2017, EACH COUNTY BOARD SHALL ADD TO**  
21 **ITS FEDERALLY MANDATED WELLNESS POLICY A PLAN FOR REDUCING STUDENTS'**  
22 **ADDED SUGAR INTAKE PER SCHOOL MEAL, INCLUDING ANY A LA CARTE ITEMS,**  
23 **BASED ON RECOMMENDATIONS FROM:**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(1) THE AMERICAN HEART ASSOCIATION; AND**

2           **(2) THE WORKGROUP ESTABLISHED UNDER SUBSECTION (B) OF THIS**  
3 **SECTION.**

4           **(B) (1) EACH COUNTY BOARD SHALL CONVENE A WORKGROUP TO:**

5                   **(I) STUDY THE BEST PRACTICES OF OTHER JURISDICTIONS**  
6 **REGARDING METHODS OF LOWERING STUDENTS' TOTAL SUGAR INTAKE PER**  
7 **SCHOOL MEAL;**

8                   **(II) CONSIDER WHETHER THE RESULTS OF THE BEST**  
9 **PRACTICES STUDY WOULD BE APPROPRIATE TO IMPLEMENT IN THE LOCAL SCHOOL**  
10 **SYSTEM; AND**

11                   **(III) MAKE RECOMMENDATIONS TO THE COUNTY BOARD BASED**  
12 **ON:**

13                               **1. THE RESULTS OF THE BEST PRACTICES STUDY;**

14                               **2. WORKGROUP DISCUSSIONS AND DELIBERATIONS;**

15 **AND**

16                               **3. PUBLIC TESTIMONY RECEIVED AT THE WORKGROUP'S**  
17 **PUBLIC HEARINGS.**

18                   **(2) (I) THE WORKGROUP SHALL INCLUDE PARENTS, STUDENTS,**  
19 **TEACHERS, SCHOOL ADMINISTRATORS, MEDICAL PROFESSIONALS, AND NONPROFIT**  
20 **ORGANIZATIONS.**

21                   **(II) A MEMBER OF THE WORKGROUP MUST BE A RESIDENT OF**  
22 **THE COUNTY IN WHICH THE COUNTY BOARD IS LOCATED.**

23                   **(III) AN EXISTING SCHOOL HEALTH COUNCIL, WELLNESS**  
24 **COMMITTEE, OR WELLNESS TEAM THAT SATISFIES THE REQUIREMENTS OF**  
25 **SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH MAY CONSTITUTE THE**  
26 **WORKGROUP.**

27                   **(3) THE WORKGROUP SHALL HOLD AT LEAST TWO PUBLIC HEARINGS**  
28 **AND PROVIDE AN OPPORTUNITY FOR PUBLIC TESTIMONY AT EACH MEETING.**

29           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
30 1, 2016.