

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL NO. 1418  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 4 and 5 and substitute:

“The Healthy Student Promotion and Awareness Act of 2006”.

On pages 1 and 2, strike beginning with “establishing” in line 22 on page 1 down through “Panel.” in line 2 on page 2 and substitute “establishing a Maryland Healthy Student Promotion and Awareness Blue Ribbon Panel in the State Department of Education; providing for the membership, chair, and staff of the panel; providing that a member of the panel may not receive compensation but is entitled to certain reimbursement; requiring the panel to study a certain plan and recommend certain actionable measures to promote increased physical activity and enhance obesity awareness and prevention among certain children and youth; requiring a certain report; establishing a pilot program to explore the use of body mass index measurements to assess the health of students in certain middle schools in Prince George’s County; requiring the Prince George’s County Board of Education to design and implement a certain pilot program; requiring county boards of education to prohibit the sale, in vending machines, during certain times, of certain foods; providing for the termination of certain provisions of this Act; and generally relating to the promotion of healthy students.”

BY adding to

Article - Education

Section 7-425 and 7-426

Annotated Code of Maryland

(2004 Replacement Volume and 2005 Supplement)”.

AMENDMENT NO. 2

On pages 5 through 7, strike in their entirety the lines beginning with line 20 on page 5

(Over)

through line 37 on page 7, inclusive, and substitute:

“(a) There is a Maryland Healthy Student Promotion and Awareness Blue Ribbon Panel in the State Department of Education.

(b) The purpose of the Blue Ribbon Panel is to develop recommendations for keeping students healthy which will include actionable measures to promote increased physical activity and enhance obesity awareness and prevention.

(c) The Blue Ribbon Panel consists of the following members:

(1) one member of the Senate of Maryland, appointed by the President of the Senate;

(2) one member of the House of Delegates, appointed by the Speaker of the House;

(3) the Secretary of Health and Mental Hygiene, or the Secretary’s designee;

(4) the State Superintendent of Schools, or the State Superintendent’s designee;  
and

(5) the following 14 members, appointed by the Governor:

(i) two representatives from two different nonprofit organizations that work with obesity-related issues;

(ii) one public safety official;

(iii) one licensed dietician;

(iv) one physical fitness expert or a member of the State Physical Fitness Council;

(v) one representative from a school of public health or a public health official;

(vi) one family practice clinician;

- (vii) one pediatrician;
- (viii) one pediatric nurse;
- (ix) one school nurse;
- (x) one school health educator;
- (xi) one psychiatrist or psychologist who works with a program that treats eating disorders;
- (xii) one representative from the child care community; and
- (xiii) one active member of a parent teacher association.

(d) The Governor shall appoint members of the Blue Ribbon Panel so that the membership of the Blue Ribbon Panel reflects the geographic, racial, ethnic, and gender diversity of the State.

(e) The Governor shall designate the chair of the Blue Ribbon Panel.

(f) The Department of Health and Mental Hygiene and the State Department of Education shall provide staff for the Blue Ribbon Panel.

(g) A member of the Blue Ribbon Panel:

- (1) may not receive compensation as a member of the Blue Ribbon Panel; but
- (2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(h) (1) The Blue Ribbon Panel shall study the State Department of Health and Mental Hygiene's 2006 Nutrition and Physical Activity Statewide Plan and recommend actionable measures

to promote increased physical activity and enhance obesity awareness and prevention among school-aged children and youth in the State.

(2) These actionable measures may include:

(i) establishment of school-based childhood obesity prevention nutrition education programs;

(ii) development of an implementation plan for increasing physical education programs in the public schools;

(iii) establishment of community-based childhood obesity prevention nutrition education and physical activity programs that involve parents and guardians;

(iv) examination of the role that body mass index measurements play as a screening tool for school-aged children and youth;

(v) development of an implementation plan for assessing health at the school level on an annual basis;

(vi) development of training programs for health care professionals; and

(vii) any other measures that the Blue Ribbon Panel considers appropriate.

(i) On or before December 1, 2007, the Blue Ribbon Panel shall report its findings and recommendations regarding actionable measures to promote increased physical activity and enhance obesity awareness and prevention among school-aged children and youth to the Governor and, in accordance with § 2-1246 of the State Government Article, to the General Assembly.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Education

7-425.

(A) IN PRINCE GEORGE'S COUNTY, THERE IS A PILOT PROGRAM TO EXPLORE THE USE OF BODY MASS INDEX MEASUREMENTS TO ASSESS THE HEALTH OF STUDENTS IN MIDDLE SCHOOLS.

(B) THE COUNTY BOARD IN PRINCE GEORGE'S COUNTY SHALL DESIGN AND IMPLEMENT THE PILOT PROGRAM IN UP TO 15 MIDDLE SCHOOLS IN THE COUNTY.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Education

7-426.

CONSISTENT WITH THE RECOMMENDATIONS MADE BY THE STATE BOARD IN 2005 REGARDING THE SALE OF FOODS OF MINIMAL NUTRITIONAL VALUE, A COUNTY BOARD SHALL PROHIBIT THE SALE, IN VENDING MACHINES, BETWEEN 12:01 A.M. AND THE END OF THE STANDARD SCHOOL DAY, OF FOODS OF MINIMAL NUTRITIONAL VALUE.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall remain effective for a period of 1 year and 6 months and, at the end of March 31, 2008, with no further action required by the General Assembly, Section 1 of this Act shall be abrogated and of no further force and effect.

SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall remain effective for a period of 3 years and, at the end of September 30, 2009, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.

SECTION 6. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2006."

(Over)