

# HOUSE BILL 1208

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5lr0731  
CF SB 278

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By: **Delegates Hixson, Carr, Fennell, Lam, A. Miller, S. Robinson, and Tarlau**  
Introduced and read first time: February 26, 2015  
Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Public Schools – Health and Safety – Food Transparency**

3 FOR the purpose of requiring certain local school systems to create certain dining menus;  
4 requiring a certain dining menu to include certain information under certain  
5 circumstances; requiring certain local school systems to post certain information on  
6 the local school system’s Web site; requiring certain public schools to provide a  
7 certain link on the public school’s Web site under certain circumstances; requiring  
8 certain public schools to send, by regular mail, certain information to parents and  
9 guardians under certain circumstances; and generally relating to food transparency  
10 in public schools.

11 BY adding to  
12 Article – Education  
13 Section 7–437  
14 Annotated Code of Maryland  
15 (2014 Replacement Volume and 2014 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 **7–437.**

20 **(A) (1) EACH LOCAL SCHOOL SYSTEM SHALL CREATE A MENU FOR ALL**  
21 **FOOD AND DRINK ITEMS SOLD:**

22 **(I) AT BREAKFAST;**

23 **(II) AT LUNCH; AND**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



1 (III) A LA CARTE.

2 (2) IF AN A LA CARTE ITEM IS SOLD IN THE ITEM'S ORIGINAL  
3 PACKAGING, THE MENU SHALL INCLUDE THE FOLLOWING INFORMATION ABOUT THE  
4 ITEM:

5 (I) THE MOST PROMINENTLY DISPLAYED BRAND AND  
6 PRODUCT NAME; AND

7 (II) THE FLAVOR OF THE ITEM, IF APPLICABLE.

8 (3) EACH LOCAL SCHOOL SYSTEM SHALL POST THE INFORMATION  
9 REQUIRED UNDER PARAGRAPHS (1) AND (2) OF THIS SUBSECTION ON THE LOCAL  
10 SCHOOL SYSTEM'S WEB SITE.

11 (B) (1) EACH LOCAL SCHOOL SYSTEM SHALL PROVIDE, ON THE LOCAL  
12 SCHOOL SYSTEM'S WEB SITE, THE FOLLOWING INFORMATION FOR EACH FOOD AND  
13 DRINK ITEM THAT IS ON THE LOCAL SCHOOL SYSTEM'S A LA CARTE MENU:

14 (I) BRAND, MANUFACTURER, AND PRODUCT NAME;

15 (II) COMPLETE NUTRITION FACT LABELS FROM THE ITEM'S  
16 ORIGINAL PACKAGING; AND

17 (III) COMPLETE INGREDIENT LISTS FROM THE ITEM'S ORIGINAL  
18 PACKAGING.

19 (2) IF A LA CARTE ITEMS DIFFER FROM SCHOOL TO SCHOOL WITHIN A  
20 LOCAL SCHOOL SYSTEM, EACH PUBLIC SCHOOL WITHIN THE LOCAL SCHOOL SYSTEM  
21 SHALL SEND, BY REGULAR MAIL AT LEAST ONCE A MONTH, A LIST OF THE SPECIFIC  
22 A LA CARTE ITEMS THE PUBLIC SCHOOL SELLS TO PARENTS AND GUARDIANS OF  
23 CHILDREN WHO ATTEND THE PUBLIC SCHOOL.

24 (C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,  
25 EACH PUBLIC SCHOOL SHALL PROVIDE A LINK ON THE PUBLIC SCHOOL'S WEB SITE  
26 TO THE INFORMATION IN SUBSECTION (B) OF THIS SECTION LOCATED ON THE LOCAL  
27 SCHOOL SYSTEM'S WEB SITE.

28 (2) IF A PUBLIC SCHOOL DOES NOT HAVE A SCHOOL WEB SITE, THE  
29 SCHOOL SHALL SEND, BY REGULAR MAIL AT LEAST ONCE A MONTH, THE  
30 INFORMATION LISTED IN SUBSECTION (B) OF THIS SECTION TO PARENTS AND  
31 GUARDIANS OF CHILDREN WHO ATTEND THE PUBLIC SCHOOL.

1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
2   1, 2015.