By Senator Rich

34-1625-07 See HB

1	A bill to be entitled
2	An act relating to child nutrition; creating
3	the Florida Healthier Child Care and School
4	Food Programs Act; providing definitions;
5	providing for the regulation of foods served in
6	the Child Care Food Program; providing for the
7	regulation of foods served in school food
8	service programs; requiring that certain foods
9	be served; specifying the availability and
10	serving size of certain food products;
11	providing exemptions; providing an effective
12	date.
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14	WHEREAS, the rates of children being overweight and
15	obese have increased to epidemic proportions, and
16	WHEREAS, obesity increases the risk of heart disease,
17	diabetes, and other obesity-related diseases during both
18	childhood and adulthood, and
19	WHEREAS, processed trans fats raise LDL and lower HDL
20	cholesterol levels and are unnecessary to human nutrition, and
21	WHEREAS, the majority of school meals served exceed fat
22	content recommendations set by the United States Department of
23	Agriculture, and
24	WHEREAS, whole grains reduce the risk of heart disease
25	and digestive disorders and are recommended by the American
26	Academy of Pediatrics, the American Heart Association, and
27	other health organizations, and
28	WHEREAS, fat-free milk is recommended by the American
29	Academy of Pediatrics and the American Heart Association for
30	children older than 2 years of age, and
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WHEREAS, unrestricted fruit juice consumption can lead 2 to excessive caloric intake, and the limitation of the consumption of fruit juice is recommended by the American 3 Academy of Pediatrics, NOW, THEREFORE, 4 5 6 Be It Enacted by the Legislature of the State of Florida: 7 Section 1. (1) This act may be cited as the "Florida 8 Healthier Child Care and School Food Programs Act." 9 10 (2) As used in this act, the term: (a) "Trans fats" means processed or artificially 11 12 hydrogenated or partially hydrogenated fats but does not 13 include the small amounts naturally occurring in milk and meat. 14 (b) "Whole grains" means grains that consist of the 15 intact, ground, cracked, or flaked grain seed whose principal 16 anatomical components are present in the same relative 18 proportions as they exist in the intact grain seed. (3) In addition to the requirements of the United 19 States Department of Agriculture, effective August 15, 2007, 2.0 21 the Child Care Food Program shall provide the following: 22 (a) Only foods that do not contain trans fats. Foods 23 that do not contain trans fats are unprocessed natural foods and processed or packaged foods labeled as containing zero 2.4 trans fat in accordance with United States Food and Drug 2.5 Administration standards. Foods without trans fat labeling are 26 27 exempt from this requirement until trans fat content 2.8 information for such foods is made available. (b) Whole wheat flour, white whole wheat flour, or 29 30 whole grain breads, baked goods, and pasta products in place

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of white flour or processed grain breads, baked goods, and 2 pastas. 3

- (c) Milk with a fat content of no more than 1 percent for healthy children at least 2 years of age and older and whole milk for children under 2 years of age.
- (d) Fresh, frozen, unsweetened canned, or dried whole fruits instead of fruit juice for at least half of all fruit servings each week. No more than 6 ounces of fruit juice a day shall be served to children 6 years of age and younger, and no more than 8 ounces of fruit juice a day shall be served to children older than 6 years of age.
- (4) In addition to state and federal requirements, effective August 15, 2008, school food service programs under s. 1006.06, Florida Statutes, shall provide the following:
- (a) Only foods that do not contain trans fats. Foods that do not contain trans fats are unprocessed natural foods and processed or packaged foods labeled as containing zero trans fat in accordance with United States Food and Drug Administration standards. Foods without trans fat labeling are exempt from this requirement until trans fat content information for such foods is made available.
- (b) Whole wheat flour, white whole wheat flour, or whole grain breads, baked goods, and pasta products in place of white flour or processed grain breads, baked goods, and <u>pastas;</u>
- (c) Milk with a fat content of no more than 1 percent 26 for healthy children.
- 28 (d) Fresh, frozen, unsweetened canned, or dried whole fruits instead of fruit juice for at least half of all fruit 29 servings each week. No more than 6 ounces of fruit juice a day 30 shall be served to children 6 years of age and younger, and no 31

more than 8 ounces of fruit juice a day shall be served to children older than 6 years of age. (5) Medical necessity exemptions shall be permitted for children with appropriate documentation from a health professional. (6) Program-wide substitutions may be made if specified foods cannot be reasonably obtained in instances of <u>declared disaster or other community crisis.</u> Section 2. This act shall take effect July 1, 2007.