HOUSE RESEARCH

Bill Summary

FILE NUMBER: H.F. 915   **DATE:** March 17, 2003

    Version: As introduced

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    Subject: Nutritious beverages in schools

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Overview

House File 915 identifies nutritional beverages and establishes a preference for the vending or sale of these products in public school buildings. A contract between a school or school district and a vendor of beverages must comply with certain provisions, including the banning of contract clauses that allow the exclusive sale of a particular beverage brand.

Section

1   **Nutritional beverage sales; restrictions; contracts with distributors.**

► Paragraph (a) defines terms including "nutritional beverage" (milk, high calcium beverage, fruit drink, sport beverage, and noncarbonated water) and "school".

► Paragraph (b) requires a school or school district that allows the sale of beverages during the school day to encourage students to drink milk or other nutritional beverages.

► Paragraph (c) prohibits the sale of nutritional beverages at a price higher than the price of non-nutritional beverages.

► Paragraph (d) controls the contents of a contract between a school or school district and a beverage vending service. The contract cannot require the exclusive sale of a beverage brand; cannot prohibit the sale of a competing brand; cannot provide incentives for high-volume sales; and cannot limit the ability of a school to manage the number and location of vending machines.

Section

2   **Effective date.** Section 1 is effective on July 1, 2003, unless the school or school district is under contract with a beverage vending service on that date, in which case the effective date is the expiration date of the contract.