

AN ACT

**D.C. ACT 22-566**

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

**JANUARY 16, 2019**

To amend the Healthy Schools Act of 2010 to add an annual subsidy for schools implementing breakfast in the classroom, to repeal the reimbursement for meeting the school lunch nutrition guidelines, to encourage schools to procure food in a manner consistent with the Good Food Purchasing Program, to require that certain schools permit breakfast after classes begin for the day, to authorize the Office of the State Superintendent of Education to grant temporary waivers to schools that want to use alternative serving models to increase breakfast participation, to require the Office of Planning to develop recommendations for the Mayor on best practices for building and managing a central kitchen, to require schools to post menu, nutrition, and sourcing information for school meals on their websites, to require District of Columbia Public Schools to conduct a baseline assessment for the Good Food Purchasing Program, increase purchasing of food that meets Good Food Purchasing Program standards, and complete a follow-up assessment, to establish certain physical education and physical activity goals for different age groups, to authorize the Office of the State Superintendent of Education to review local wellness policies and deem schools ineligible for Healthy Schools Fund grants when not in compliance with federal or local requirements, to make participating in the selection process for grants provided under the Healthy Schools Fund a function of the Healthy Youth and Schools Commission, and to combine all Office of the State Superintendent of Education reports related to compliance with the Healthy Schools Act of 2010 into one annual comprehensive report.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Healthy Students Amendment Act of 2018”.

Sec. 2. The Healthy Schools Act of 2010, effective July 27, 2010 (D.C. Law 18-209; D.C. Official Code § 38-821.01 *et seq.*), is amended as follows:

(a) Section 101 (D.C. Official Code § 38-821.01) is amended as follows:

(1) The first paragraph (1), defining the term “drinking water source”, is redesignated as paragraph (1C).

**ENROLLED ORIGINAL**

(2) The second paragraph (1), defining the term “formula grants process”, is redesignated as paragraph (1D).

(3) Paragraph (1A), defining the term “Healthy Schools Fund”, is redesignated as paragraph (1G).

(4) New paragraphs (1), (1A), and (1B) are added to read as follows:

“(1) “Alternative breakfast serving model” means a model of serving breakfast:

“(A) Such as breakfast in the classroom or breakfast on grab-and-go carts, in which breakfast is:

“(i) Offered in one or more locations with high student traffic other than the cafeteria; and

“(ii) Available after the start of the school day or both before and after the start of the school day; and

“(B) That has been proven to increase student participation in breakfast relative to the traditional serving model, in which breakfast is served in the cafeteria before the start of the school day.

“(1A) “Animal product” means meat, poultry, seafood, dairy, eggs, honey, and any derivative thereof.

“(1B) “Breakfast in the classroom” means an alternative breakfast serving model where students eat breakfast in the classroom after the start of the school day.”.

(5) New paragraphs (1E) and (1F) are added to read as follows:

“(1E) “Good Food Purchasing Program’s core values” means the following 5 core values established by the Center for Good Food Purchasing for its Good Food Purchasing Program:

“(A) Local economics;

“(B) Nutrition;

“(C) Valued workforce;

“(D) Environmental sustainability; and

“(E) Animal welfare.

“(1F) “Health education” means instruction of the District of Columbia Health Education Standards.”.

(6) Paragraph (2) is amended by striking the phrase “Schools and Youth” and inserting the phrase “Youth and Schools” in its place.

(7) New paragraphs (6B), (6C), and (6D) are added to read as follows:

“(6B) “Physical activity” means bodily movement, including walking, dancing, or gardening.

“(6C) “Physical education” means instruction based on the District of Columbia Physical Education Standards, of which at least 50% of the time is spent in moderate to vigorous physical activity.

“(6D) “Plant-based food option” means food or beverages that: