

113TH CONGRESS
1ST SESSION

S. 274

To strengthen nutrition education for elementary school and secondary school students to promote healthy eating choices through developmentally appropriate lessons and activities integrated into the school day.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 11, 2013

Mrs. GILLIBRAND introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To strengthen nutrition education for elementary school and secondary school students to promote healthy eating choices through developmentally appropriate lessons and activities integrated into the school day.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Children Eating Well
5 Act” or the “CHEW Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

1 (1) ESEA TERMS.—The terms “elementary
2 school”, “local educational agency”, “secondary
3 school”, and “State educational agency” have the
4 meanings given the terms in section 9101 of the Ele-
5 mentary and Secondary Education Act of 1965 (20
6 U.S.C. 7801).

7 (2) PROGRAMS TO PROMOTE HEALTHY EATING
8 AND NUTRITION EDUCATION.—The term “programs
9 to promote healthy eating and nutrition edu-
10 cation”—

11 (A) means programs that—

12 (i) increase a student’s ability to rec-
13 ognize, choose, and consume healthy foods;

14 (ii) comprehensively reflect the num-
15 ber of influences on healthy eating that im-
16 pact a student;

17 (iii) provide the education a student
18 will need to make healthy eating decisions
19 as an adult; and

20 (iv) use—

21 (I) nutritional materials and
22 methods that are scientifically sound
23 and developmentally appropriate; and

24 (II) nutritional materials that are
25 supported by the most recent Dietary

1 Guidelines for Americans published
2 under section 301 of the National Nu-
3 trition Monitoring and Related Re-
4 search Act of 1990 (7 U.S.C. 5341);
5 and

6 (B) includes professional development pro-
7 grams for teachers, school staff, and food serv-
8 ice workers to allow them to teach healthy eat-
9 ing and nutrition effectively and to promote a
10 healthy school culture.

11 **SEC. 3. PROGRAMS TO PROMOTE HEALTHY EATING AND**
12 **NUTRITION EDUCATION.**

13 (a) LOCAL EDUCATIONAL AGENCY REQUIRE-
14 MENTS.—

15 (1) IN GENERAL.—Each local educational agen-
16 cy that receives assistance under part A of title I of
17 the Elementary and Secondary Education Act of
18 1965 (20 U.S.C. 6311 et seq.) shall, as a condition
19 of receiving such assistance—

20 (A) develop and implement programs to
21 promote healthy eating and nutrition education
22 for all schools served by the local educational
23 agency, which may include—

24 (i) integrating programs to promote
25 healthy eating and nutrition education into

1 various times of the school day and loca-
 2 tions within schools;

3 (ii) the use and distribution of edu-
 4 cational materials, lessons, programs, and
 5 other activities that emphasize—

6 (I) knowledge and appreciation of
 7 a variety of healthy foods, particularly
 8 fresh fruits and vegetables;

9 (II) a balanced approach to a
 10 healthy diet and lifestyle;

11 (III) the integration of healthy
 12 eating with physical activity to maxi-
 13 mize health; and

14 (iii) a variety of healthy eating and
 15 wellness activities that improve student
 16 knowledge and skills related to healthy eat-
 17 ing and nutrition and do not emphasize
 18 child weight or weight loss; and

19 (B) periodically monitor schools' efforts in
 20 improving nutrition understanding and healthy
 21 eating among students.

22 (2) DEVELOPMENT.—A local educational agen-
 23 cy subject to paragraph (1) shall consult multiple
 24 viewpoints in developing and implementing programs

1 to promote healthy eating and nutrition education,
2 which may include—

3 (A) consulting with families, students,
4 school officials, and other interested community
5 members in order to develop programs to pro-
6 mote healthy eating and nutrition education;

7 (B) working with organizations with nutri-
8 tion education expertise, such as institutions of
9 higher education, hospitals, cooperative exten-
10 sion offices, State and local health departments,
11 the Society for Nutrition Education and Behav-
12 ior, community organizations, farm groups, and
13 others, for guidance in developing the programs
14 to promote healthy eating and nutrition edu-
15 cation and for assistance in implementing and
16 evaluating such programs;

17 (C) working with applicable government
18 authorities, including Team Nutrition of the
19 Food and Nutrition Service of the Department
20 of Agriculture and State agencies delivering
21 services under the nutrition education and obe-
22 sity prevention grant program established under
23 section 28 of the Food and Nutrition Act of
24 2008 (7 U.S.C. 2036a), for technical assistance

1 in designing programs to promote healthy eat-
2 ing and nutrition education for the schools;

3 (D) working with district and school
4 wellness councils or other school health advisory
5 groups in developing, implementing, and evalu-
6 ating programs to promote healthy eating and
7 nutrition education;

8 (E) integrating programs to promote
9 healthy eating and nutrition education with the
10 local school wellness policy required under sec-
11 tion 9A of the Richard B. Russell National
12 School Lunch Act (42 U.S.C. 1758b); and

13 (F) providing professional development
14 that includes nutrition education to staff mem-
15 bers of the local educational agency.

16 (b) STATE REQUIREMENTS.—Each State educational
17 agency receiving assistance under part A of title I of the
18 Elementary and Secondary Education Act of 1965 (20
19 U.S.C. 6311 et seq.) shall submit to the Secretary of Edu-
20 cation a periodic report regarding programs to promote
21 healthy eating and nutrition education in the State that
22 includes a summary of the nutrition education monitoring
23 data collected from each local educational agency under
24 subsection (a)(1)(B).

1 (c) TASK FORCE.—The Secretary of Education, Sec-
2 retary of Agriculture, and the Secretary of Health and
3 Human Services shall establish an inter-agency task force
4 to review nutrition education curricula and recommend ef-
5 fective nutrition education programs for elementary
6 schools and secondary schools.

7 (d) AUTHORIZATION OF APPROPRIATIONS.—There is
8 authorized to be appropriated to carry out this section
9 such sums as may be necessary for each of fiscal years
10 2014 through 2019.

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