

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE BILL 1032
Committee Substitute Favorable 4/21/03

Short Title: School Food/Beverage Purchases.

(Public)

Sponsors:

Referred to:

April 10, 2003

A BILL TO BE ENTITLED

AN ACT REQUIRING LOCAL BOARDS OF EDUCATION TO GIVE
PREFERENCE IN PURCHASING CONTRACTS TO HIGH-CALCIUM FOODS
AND BEVERAGES.

The General Assembly of North Carolina enacts:

SECTION 1. Part 2 of Article 17 of Chapter 115C is amended by adding a
new section to read:

**"§ 115C-264.1. Preference to high-calcium foods and beverages in purchasing
contracts.**

(a) In addition to any requirements established by the United States Department
of Agriculture under the National School Lunch Program, the School Breakfast
Program, or other federally supported food service programs, local boards of education
shall give preference in purchasing contracts to high-calcium foods and beverages. For
purposes of this section, 'high-calcium foods and beverages' means foods and beverages
that contain a higher level of calcium and that are equal to or lower in price than other
products of the same type or quality.

(b) Notwithstanding the provisions of subsection (a) of this section, if a local
school board determines that a high-calcium food or beverage would interfere with the
proper treatment and care of an individual receiving services from the public school
food program, the local school board shall not be required to purchase a high-calcium
food or beverage for that individual. A local school board that has entered into a
contract with a supplier to purchase food or beverages before the effective date of this
section is not required to purchase high-calcium foods or beverages for the duration of
that contract if purchasing those products would change the terms of the contract."

SECTION 2. This act is effective when it becomes law.