
HOUSE BILL 3098

State of Washington

61st Legislature

2010 Regular Session

By Representatives Sullivan, Quall, Anderson, Maxwell, Wallace, Kenney, Santos, and Ormsby

Read first time 01/25/10. Referred to Committee on Education.

1 AN ACT Relating to the creation of the coordinated school health
2 public-private partnership; and adding new sections to chapter 28A.210
3 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** (1) A growing body of research suggests that
6 students increase their abilities to learn and live productive lives
7 through the maintenance of proper diets and optimum levels of physical
8 exercise. It is the intent of the legislature to assist schools with
9 the implementation of school health and fitness-related policies. To
10 this end, a coordinated school health public-private partnership is
11 established to assist school districts in implementing the policies
12 created under RCW 28A.210.360 concerning model school district policies
13 on access to nutritious foods and developmentally appropriate exercise
14 and RCW 28A.210.365 concerning school district standards for food
15 choice, physical activity, and childhood fitness.

16 (2) The partnership shall be composed of the following members:

17 (a) Four members of the legislature, with one member from each
18 major caucus of the house of representatives, appointed by the speaker

1 of the house of representatives, and one member from each major caucus
2 of the senate, appointed by the president of the senate;

3 (b) Four representatives from the private for-profit and four
4 representatives from the private nonprofit-related health, nutrition,
5 and fitness services sectors, appointed by the governor;

6 (c) Four teachers, appointed by the superintendent of public
7 instruction, with one teacher from each of the following education
8 sectors: Elementary, middle, secondary, and postsecondary education.
9 These teachers shall have experience teaching in general education,
10 special education, or career and technical education with a health and
11 fitness focus;

12 (d) One school district nutrition director, appointed by the
13 superintendent of public instruction;

14 (e) One school nurse, nominated by a school nurse professional
15 organization;

16 (f) One school counselor, nominated by a school counselor
17 professional organization;

18 (g) One nutrition representative, nominated by the school dietician
19 professional organization;

20 (h) Two parents and two students, appointed by the governor;

21 (i) One school district superintendent, one school board member,
22 one building principal, one member of the state teachers' union, and
23 one member of the classified staff union, each nominated by his or her
24 respective professional association;

25 (j) One representative from the department of health, appointed by
26 the director;

27 (k) Three representatives from the office of the superintendent of
28 public instruction, with one involved in school health, one involved in
29 fitness education, and one involved in school nutrition services; and

30 (l) A representative from the University of Washington's center for
31 public health nutrition.

32 (3) The chair of the partnership shall be selected by the members
33 of the partnership.

34 (4) The members of the partnership shall be appointed by July 1,
35 2010.

36 (5) Members of the partnership shall not be compensated for travel
37 or other expenses.

1 NEW SECTION. **Sec. 2.** (1) The task of the coordinated school
2 health public-private partnership is to seek out innovative ways to
3 assist schools with the implementation of RCW 28A.210.360 and
4 28A.210.365. The partnership must identify the most effective programs
5 and proven methods for assisting schools in preparing their students
6 with requisite decision-making skills and foundational knowledge about
7 healthy lifestyle choices. Wherever possible, the partnership must
8 promote the use of private for-profit and nonprofit-related health and
9 fitness services sectors, especially those that are Washington-based.

10 (2) In carrying out its task, and to the extent that funds are
11 available, the partnership shall, within the context of a coordinated
12 school health approach:

13 (a) Assist the superintendent of public instruction in
14 communicating to school districts the value and utility of health and
15 nutrition standards;

16 (b) Assist district school health advisory committees with
17 implementation of the model policy on access to nutritious foods and
18 developmentally appropriate exercise;

19 (c) Assist school district health advisory committees to advise
20 school administration and school board members on policies,
21 environmental changes, and programs needed to support healthy food
22 choice and physical activity and childhood fitness; and

23 (d) Assist the office of the superintendent of public instruction
24 with development of the demonstration projects identified in section 4
25 of this act.

26 (3) Additional technical and logistical support may be provided by
27 the office of the superintendent of public instruction, the entities
28 comprising the partnership, and other participants in the coordinated
29 school health public-private partnership.

30 (4) Beginning with August 1, 2011, the office of the superintendent
31 of public instruction shall prepare an annual report to the legislature
32 that describes the activities identified in this section. If funding
33 is available and awarded, the report shall include an analysis of the
34 demonstration projects identified in section 4 of this act.

35 NEW SECTION. **Sec. 3.** To the extent funds are available, the
36 office of the superintendent of public instruction may hire staff to
37 convene the partnership members, bring together stakeholders, and

1 garner funds to implement the goals of sections 1 through 4 of this
2 act, including supervision of the demonstration projects described in
3 section 4 of this act. Any such staff shall reside in the office of
4 the superintendent of public instruction for administrative purposes.
5 Any grant funds garnered beyond the cost of hiring staff are intended
6 to fund the demonstration projects and assist school districts in the
7 implementation of requirements and goals enumerated in RCW 28A.210.360
8 and 28A.210.365.

9 NEW SECTION. **Sec. 4.** To the extent funds are available,
10 identified schools may create demonstration projects, as funded by the
11 coordinated school health public-private partnership, in order to
12 implement the policies created under RCW 28A.210.360 and 28A.210.365.
13 Demonstration projects must be designed to assure that all students
14 meet standards for health and fitness education, and to measure
15 achievement changes in students resulting from their behavioral changes
16 in food choices, physical activity, and increased knowledge of the
17 health and nutrition standards. School districts may apply on a
18 competitive basis to participate as a demonstration project. The
19 office of the superintendent of public instruction and the partnership
20 shall select up to four school districts as demonstration projects,
21 with two districts located east of the crest of the Cascade mountains
22 and two districts located west of the crest of the Cascade mountains.

23 NEW SECTION. **Sec. 5.** The coordinated school health public-private
24 partnership account is hereby created in the custody of the state
25 treasurer. The purpose of the account is to support the coordinated
26 school health public-private partnership, as described in sections 1
27 through 4 of this act. Revenues to the account may include gifts from
28 the private sector, federal funds, and any appropriations made by the
29 legislature or other sources. Grants and their administration shall be
30 paid from the account. Only the superintendent of public instruction
31 or the superintendent's designee may authorize expenditures from the
32 account, and only at the direction of the partnership. The account is
33 subject to allotment procedures under chapter 43.88 RCW, but an
34 appropriation is not required for expenditures.

1 NEW SECTION. **Sec. 6.** (1) Nothing in this act may require action
2 of the superintendent of public instruction if funding is not available
3 in sufficient amounts to carry out the specific tasks of the
4 partnership.

5 (2) Nothing in this act may commit federal resources to be used to
6 meet state law.

7 NEW SECTION. **Sec. 7.** Sections 1 through 6 of this act are each
8 added to chapter 28A.210 RCW.

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