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## A BILL FOR AN ACT

RELATING TO CHILDHOOD OBESITY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1           SECTION 1. Chapter 302A, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§302A- (a) Beginning January 1, 2014, beverages other  
5 than water, milk, or one hundred per cent fruit juices shall not  
6 be sold to a pupil at an elementary school.

7           (b) An elementary school may permit the sale of beverages  
8 that do not comply with subsection (a) as part of a school  
9 fundraising event in any of the following circumstances:

10           (1) The items are sold by pupils of the school and the  
11           sale of those items takes place off the premises of  
12           the school; and

13           (2) The items are sold by pupils of the school and the  
14           sale of those items takes place one-half hour or more  
15           after the end of the schoolday.

16           (c) Beginning January 1, 2014, from one-half hour before  
17 the start of the schoolday to one-half hour after the end of the



1 school day, only the following beverages may be sold to a pupil  
2 at a middle or intermediate school:

3 (1) Drinks that are one hundred per cent fruit juice;

4 (2) Drinking water; and

5 (3) Milk, including but not limited to chocolate milk, soy  
6 milk, rice milk, and other similar dairy or nondairy  
7 milk.

8 (d) A middle or intermediate school may permit the sale of  
9 beverages that do not comply with subsection (c) as part of a  
10 school event if the sale of those items are sold by pupils of  
11 the school and the sale of those items takes place:

12 (1) Off the premises of the school; and

13 (2) One-half hour or more after the end of the school day.

14 (e) This section does not prohibit an elementary, middle,  
15 or intermediate school from making available through a vending  
16 machine any beverage allowed during the school day under  
17 subsection (a) or (c) at any time of day; provided that no other  
18 beverages shall be sold in any vending machine on school  
19 property.

20 (f) For the purposes of this section, "added sweetener"  
21 means any additive that enhances the sweetness of the beverage,  
22 including but not limited to added sugar, but does not include



1 natural sugar that is contained within a fruit juice that is a  
2 component of the beverage."

3 SECTION 2. New statutory material is underscored.

4 SECTION 3. This Act shall take effect upon its approval.

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JAN 18 2013



# H.B. NO. 350

**Report Title:**

Childhood Obesity; Schools; Sweetened Beverages

**Description:**

Restricts the sale of sweetened beverages at elementary, middle, or intermediate schools beginning 1/1/2014.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

