

**PENALIZE SOFT DRINK SALES IN  
SCHOOLS**

**House Bill 5006**  
**Sponsor: Rep. Virg Bernero**  
**Committee: Education**

**Complete to 7-12-01**

**A SUMMARY OF HOUSE BILL 5006 AS INTRODUCED 7-10-01**

House Bill 5006 would amend the State School Aid Act to withhold five percent of a school district's total state school aid allocation if soft drinks were offered for sale or distributed during the regular school day. [Under the bill, "soft drink" does not include milk, water, or a juice drink that is 100 percent juice.]

Specifically, a school district or intermediate school district would be prohibited from the following:

-selling, offering for sale, or otherwise offering or providing soft drinks to students at school at any time; and,

-maintaining, or allowing to be maintained, a vending machine that was located at a school or on school grounds, that sold soft drinks, and that was accessible to students.

However, the bill would not prohibit:

-selling, offering for sale, or otherwise offering or providing soft drinks to students after regular school hours at a high school, or at a high school activity or event;

-maintaining or allowing the maintenance of a vending machine if it were located at a high school, or on the grounds of a high school, and was either not accessible to students during the regular school day, or was not operable during the regular school day; and,

-selling, offering for sale, or otherwise offering or providing soft drinks to students at a school after school hours at an activity or event at which parents were present.

Finally, the bill specifies that a district or intermediate district that violated these prohibitions would forfeit an amount equal to five percent of its total state school aid allocation for the fiscal year in which the violation occurred.

MCL 388.1601 et al.

Analyst: J. Hunault

■ This analysis was prepared by nonpartisan House staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.