

FIRST REGULAR SESSION  
[TRULY AGREED TO AND FINALLY PASSED]  
HOUSE COMMITTEE SUBSTITUTE FOR

**HOUSE BILL NO. 202**

**92ND GENERAL ASSEMBLY**

0595L.02T

2003

---

**AN ACT**

To amend chapter 34, RSMo, by adding thereto one new section relating to the Missouri calcium initiative.

---

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 34, RSMo, is amended by adding thereto one new section, to be known as section 34.375, to read as follows:

**34.375. 1. This section shall be known and may be cited as the "Missouri Calcium Initiative".**

**2. The purchasing agent for any governmental entity that purchases food or beverages to be processed or served in a building or room owned or operated by such governmental entity shall give preference to foods and beverages that:**

**(1) Contain a higher level of calcium than products of the same type and nutritional quality; and**

**(2) Are equal to or lower in price than products of the same type and nutritional quality.**

**3. Notwithstanding the provisions of subsection 2 of this section to the contrary, if a state institution determines that a high calcium food or beverage that is preferred pursuant to subsection 2 of this section will interfere with the proper treatment and care of a patient of such institution, the purchasing agent shall not be required to purchase the high calcium food or beverage for such patient.**

**4. The requirements of this section shall be in addition to any requirements placed upon a governmental entity by the United States Department of Agriculture under the National School Lunch Program or the School Breakfast Program.**

**5. For purposes of this section, "governmental entity" means the state of Missouri, its departments, agencies, boards, commissions and institutions, and all school districts of**

20 **the state. Governmental entity does not include political subdivisions of the state.**

21 **6. Notwithstanding the provisions of this section to the contrary, a purchasing agent**  
22 **who has entered into a contract with a supplier before July 1, 2003, to purchase food and**  
23 **beverages shall not be required to purchase high calcium foods and beverages if**  
24 **purchasing such products would change the terms of the contract.**