1	ENROLLED
2	COMMITTEE SUBSTITUTE
3	FOR
4	COMMITTEE SUBSTITUTE
5	FOR
6	Senate Bill No. 243
7	(By Senators Cole (Mr. President) and Kessler,
8	By Request of the Executive)
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10	[Passed March 13, 2015; in effect from passage.]
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14	AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
15	designated §15-5-6a, relating to school nutrition standards during a state of emergency or
16	state of preparedness; authorizing Governor or Legislature to temporarily suspend legislative
17	rules establishing nutrition standards for foods and beverages served to students in public
18	schools during a state of emergency or state of preparedness; providing limitations thereon;
19	and requiring reporting to the Joint Committee on Government and Finance.
20	Be it enacted by the Legislature of West Virginia:
21	That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
22	section, designated §15-5-6a, to read as follows:
23	ARTICLE 5. DIVISION OF HOMELAND SECURITY AND EMERGENCY

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MANAGEMENT.

2 §15-5-6a. Temporary suspension of nutrition standards in public schools.

This section is operative only during the existence of a state of emergency or state of preparedness proclaimed by the Governor or by concurrent resolution of the Legislature. During a state of emergency or state of preparedness, the Governor or the Legislature may, to facilitate uninterrupted days of instruction, temporarily suspend legislative rules establishing nutrition standards for foods and beverages distributed to students in public schools during the school day: *Provided*, That safe alternative foods and beverages are available for distribution to students: *Provided*, however, That the temporary suspension of nutrition standards permitted by this section is limited to the geographic area affected by the state of emergency or state of preparedness and a report of any such action be made to the Joint Committee on Government and Finance.