

## Appendix

Policy Goal	Justification	Current Legislation	Relevant Provisions
<b>EDUCATION</b>			
<p><b>Support universal access to quality, curriculum-based physical education that meets national standards.</b></p> <p>The National Standards call for 150 minutes per week and 225 minutes per week of PE for elementary and secondary students, respectively.</p>	<p>Most children do not get adequate amounts of physical activity (at least 60 minutes of moderate to vigorous physical activity) in their day. Given that most children spend half of their waking hours at school, schools should offer opportunities for children to get at least half of their needed activity each day. This can be done via a combination of physical education, recess, enhanced walking and bicycling opportunities, in conjunction with other academic subjects</p>	<p>H.R. 3257/ S. 2173 — FIT Kids Act Sponsored by <i>Representatives Ron Kind, Jay Inslee and Zach Wamp; and Senators Tom Harkin, Sherrod Brown, and John Ensign.</i></p>	<p>Support increased training for physical and health education teachers and additional faculty training on improving students' health habits and participation in physical activities.</p> <p>Invest in a study to better determine the effect of health and physical education on learning and make recommendations for improving health and physical education in schools.</p> <p>Increase transparency by requiring state and local educational agency report cards to include specified information on school health and physical education programs.</p>
<p><b>Integrate physical activity throughout the school day.</b></p>	<p>Young people also must learn the skills they need to participate in and enjoy a lifetime of physical activity. This requires quality curriculum based physical education in addition to other physical activity opportunities.</p> <p><i>Only 35.8% of high school students are physically active 60 minutes or more, 5 days a week.</i></p>	<p>H.R. 3438—Bullying and Gang Reduction for Better Education Act Sponsored by <i>Representative Linda Sanchez</i></p>	<p>Include expenditures that increase healthy and active behaviors as allowable uses of new and existing grants such as Elementary and Secondary School Counseling Programs, 21<sup>st</sup> Century Learning Centers, and Safe and Drug Free Communities program.</p>
<p><b>Set national nutrition standards for all foods sold or served on school campuses such that all youth have access to only healthy choices at school.</b></p>	<p>Many students are making unhealthy food choices via school stores, vending machines, and fund raisers in what should be a safe and health-promoting environment.</p>	<p>S. 771/ H.R. 1363 Child Promotion and School Lunch Protection Act of 2007 Sponsored by <i>Tom Harkin and Lisa Murkowski and Representatives Lynn Woolsey and Christopher Shays</i></p>	<p>Require the Secretary of Agriculture to update the definition of 'Foods of Minimal Nutritional Value' to comply with nutrition science.</p> <p>Extend standards to whole school day and campus to better align with current school policies.</p>

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<p><b>Increase access to fruits and vegetables in schools.</b></p>	<p>Inadequate consumption of fruits and vegetables is a risk factor for obesity yet the majority of youth do not get the recommended servings of fruits and vegetables in each day. Fewer than 20 % of high school students report consuming five or more servings of fruits and vegetables daily.</p>	<p>HR 2419 (as amended agreed to by the Senate) <i>Food and Energy Security Act of 2007.</i></p>	<p>Expands the USDA Fruit and Vegetable Program to all states in the country and to more schools in each state.</p>
<b>HEALTHCARE AND PUBLIC HEALTH</b>			
<p>Increase investment in preventative services.</p>	<p>Primary and secondary prevention of obesity is difficult for many people to access given lack of reimbursement for services, lack of healthcare professionals with expertise, and focus on treating only co-morbidities of the disease.</p>	<p>H.R. 45—Healthy Foods for Healthy Living Act <i>Sponsored by Representative Nydia Velazquez</i></p> <p>S. 1161/H.R. 2805 Medical Nutrition Therapy Act of 2007 sponsored by Senator Jeff Bingaman and Representative Xavier Becerra.</p> <p>S. 1050/H.R. 3294 - Promoting Wellness for Individuals with Disabilities Act of 2007 <i>Sponsored by Senator Tom Harkin and Representative Nita Lowry</i></p>	<p>Cover additional primary and preventive services relating to obesity treatment and prevention, supervised exercise sessions, stress testing, lifestyle modification education, and nutrition education under Medicare and Medicaid</p> <p>Authorizes the expansion of Medicare coverage for medical nutrition therapy services to diseases, conditions, or disorders beyond diabetes or renal disease.</p> <p>Establish a program for promoting good health, disease prevention, and wellness and for the prevention of secondary conditions for individuals with disabilities.</p>

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		H.R. 2677—Improved Nutrition and Physical Activity Act (IMPACT Act) <i>Sponsored by Representative Mary Bono</i>	Expand grant programs to train healthcare professionals in the prevention, diagnosis, and treatment of overweight and obesity.  Permit states to use preventive health and health services block grants for activities and community education programs designed to address and prevent obesity and eating disorders.
		H.R. 426—Medicaid Obesity Treatment Act <i>Sponsored by Representative Edolphus Towns</i>	Eliminate barriers within Medicare and Medicaid to prescription drug coverage for the treatment of obesity.
<b>FINANCES</b>			
Reduce the financial barrier to engaging in physical activity through personal and corporate tax policy changes.	Many families face financial barriers to engaging in physical activity.	H.R. 245—Personal Health Investment Today Act of 2007 (PHIT) <i>Sponsored by Representative Jerry Weller</i>	Allow individuals to deduct costs of exercise equipment, physical exercise programs, and other approved physical activity expenses as tax-deductible medical expenses*.  *Recommend amending to provide refundable physical activity credit to lower income families who have the greatest financial barrier to fitness activities.
<b>WORKSITES</b>			
Provide leadership, support, and incentives to employers who offer additional obesity prevention or treatment benefits to employees.	Worksite interventions have been shown to be an effective means of addressing obesity via prevention, management, and treatment program. However, the majority of American workers still do not have access to these services. Employers need	H.R. 1748/ S. 1748—The Workforce Health Improvement Program Act (WHIP) <i>Sponsored by Representative Zach Wamp and Senators John Cornyn and Tom Harkin</i>	Reaffirm employers’ right to deduct the cost of providing offsite health club or gym benefits and prevent this wellness benefit from being considered additional income for employees.

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	<p>guidance as to the most cost and health effective means of assisting workers in meeting health goals. In addition, Congress can help encourage more employers to provide obesity prevention, management, and treatment benefits by reducing some of the financial barriers that currently exist.</p>	<p>S. 1753/ H.R. The Healthy Workforce Act <i>Sponsored by Senators Tom Harkin and Gordon Smith and Representative Tom Udall</i></p>	<p>Allows employers a 50% tax credit for the costs of providing employees with a qualified wellness program</p>
		<p>S. 1754—A bill to Amend the Public Health Service Act to provide for a workplace wellness education campaign and an evaluation of employer-based wellness programs, and for other purposes <i>Sponsored by Senators Tom Harkin and Gordon Smith</i></p>	<p>Authorize the CDC to conduct an educational campaign on employer-based wellness programs including developing an annual awards program, providing technical assistance, and assessing the wellness programs.</p>
		<p>H.R. 853—Wellness and Prevention Act <i>Sponsored by Representative Joe Knollenberg</i></p>	<p>Provide for a wellness program tax credit for employers that develop and implement a program that conducts health risk assessments for each program participant, offers at least two annual health screenings, offers annual counseling sessions on at least three preventive health topics for at least half of full-time employees.</p> <p>Provide a tax credit for qualified employees that participate in their employer's qualified wellness program.</p>

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		<p>S. 858/H.R. 1498- Bicycle Commuters Benefits Act of 2007 <i>Sponsored by Senator Ron Wyden and Representative Earl Blumenauer.</i></p>	<p>Amend the Internal Revenue Code to include a bicycle commuting allowance as a qualified transportation fringe benefit, excludable from gross income.</p>
<b>COMMUNITY</b>			
<p>Make being active an accessible and easy option for all Americans by creating safe routes to school, work, and play as well as other accessible recreation opportunities. Provide all families easy access to safe places to walk, run, and play.</p>	<p>Most children do not get adequate amounts of physical activity (at least 60 minutes of moderate to vigorous physical activity) in their day.</p> <p>Youth must have access to safe places to move (walk, bicycle, roller blade, hop, skip, jump, etc.) and play within their communities so as to get activity outside of the school day and on weekends.</p>	<p>S. 651/ H.R. 2045 — PLAY Every Day Act <i>Sponsored by Senator Tom Harkin and Representative Mark Udall</i></p>	<p>Require the Director of the Centers for Disease Control and Prevention to create an index of existing policies, programs and environmental barriers to participating in physical activity in communities.</p> <p>Provide grants to state health departments to plan and implement model communities that increase the amount of space for children and families to be physically active.</p> <p>Require the Director of the Centers for Disease Control and Prevention to create an index of existing policies, programs and environmental barriers to participating in physical activity, with measurements to assist diverse communities to examine the social determinants of health.</p>
	<p>Most children and adults are not getting adequate physical activity throughout the day.</p> <p><i>52% of adults do not meet minimum physical activity recommendations.</i></p>	<p>S. 2748/HR 5639 Physical Activity Guidelines for Americans Act of 2008. <i>Sponsored by Senators Tom Harkin, Sam Brownback, and Representatives Mark Udall and Zach Wamp.</i></p>	<p>Direct the Secretary of Health and Human Services to publish National Physical Activity Guidelines at least every 5 years.</p>

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		S. 2686—The complete Streets Act of 2008 <i>Sponsored by Senators Tom Harkin and Thomas Carper</i>	Ensure that future transportation investments create appropriate and safe transportation facilities for all those using the road including motorists, transit vehicles and riders, bicyclist, and pedestrians of all ages and abilities.
Require restaurants to disclose nutrition information to consumers.	People are eating an increasing percentage of their meals away from home without any insight as to how many calories or nutrients they are consuming. On average, people who eat more meals away from home consume greater numbers of calories and are at greater risk of obesity.	S. 2784/H.R. 3895 Menu Education and Labeling Act sponsored by Senators Tom Harkin, Diane Feinstein, and Ted Kennedy; and Representative Rosa DeLauro.	Require chain restaurants to disclose nutrition information on menus and menu boards.
Reduce marketing of unhealthy behaviors including eating and drinking unhealthy foods and beverages to children.	Children as young as two see an average of 4,400 food advertisements per year while older children (ages 8-12) see an average of 7,600 food ads per year. These advertisements are designed to influence behavior and should be designed to encourage healthy food behaviors.	H.R. 2278 Children's Health Federal Trade Commission Authority Restoration Act <i>Sponsored by Eleanor Holmes Norton.</i> (Provision also included in HeLP America Act – see below)	Restore Federal Trade Commission authority to regulate children's advertising including marketing of low nutrition foods to children.
<b>CROSS-CUTTING LEGISLATION</b>			
Significantly expand the nation's investment in obesity prevention and intervention across all departments.		S. 1342/ H.R. 2633 — Healthy Lifestyles and Prevention (HeLP) America Act <i>Sponsored by Senator Tom Harkin and Representative Tom Udall.</i>	<ul style="list-style-type: none"> <li>• Amend the Public Health Service Act to require the Secretary of Health and Human Services to convene a task force on childhood obesity.</li> <li>• Provide for: (1) healthy school nutrition environment incentive grants; (2) the establishment of the Baby-Friendly Hospital Initiative to certify a hospital as a baby friendly hospital/center for breastfeeding excellence</li> <li>• Require the Secretary to establish a National</li> </ul>

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			<p>Advisory Committee on Community Sports Programs for Individuals with Disabilities</p> <ul style="list-style-type: none"> <li>• Provide incentives for states to ensure the safety and convenience of all users of a transportation system, including pedestrians and bicyclists</li> <li>• Amend the Family and Medical Leave Act of 1993 to require employers to provide lactation periods and lactation facilities to permit employees to breastfeed eligible children.</li> <li>• Also includes provisions of Every Day Act or the PLAY Every Day Act, Healthy Workforce Act of 1007, MEAL Act, and Child Nutrition and School Lunch Protection Act.</li> </ul>
<p>Evaluate the health impact – including the impact on nutrition, physical activity, and healthcare – of government programs and infrastructure investments prior to implementation such that investments promote health and do not impose health risks</p>		<p>S. 1067/ H.R. 398 The Healthy Places Act <i>Sponsored by Senator Barak Obama and Representative Hilda Solis.</i></p>	<ul style="list-style-type: none"> <li>• Require the Secretary of Health and Human Services to establish an interagency working group to discuss environmental health concerns, particularly concerns disproportionately affecting disadvantaged populations.</li> <li>• Require the Director to develop guidance for the assessment of potential health effects of land use, housing, and transportation policy and plans.</li> <li>• Require the Secretary, acting through the Director, to: (1) establish a program to provide funding and technical assistance to state or local governments affected or potentially affected by an activity or proposed activity to prepare health impact assessments; and (2) establish and maintain a health impact assessment database.</li> <li>• Require the Director to establish a grant program to award grants to state or local</li> </ul>

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			<p>communities for environmental health improvement activities. Requires grantees to: (1) establish a planning and prioritizing council; and (2) conduct environmental health assessment.</p> <ul style="list-style-type: none"> <li>• Require the Secretary to provide grants to public or private nonprofit institutions to conduct and coordinate research on the built environment and its influence on individual and population-based health</li> </ul>

*The legislation included in this chart is not an exhaustive exploration of all obesity-focused legislation introduced in Congress nor is it exhaustive of all policy initiatives that are needed to fully address the epidemic. The chart highlights those bills introduced in the 110<sup>th</sup> Congress that are deemed to be the highest priority pieces of legislation by the Campaign to End Obesity based on consultation with advising organizations. The chart is current as of April 2008.*