

**SUBJECT:** Recognizing licensed, healthy before- and after-school programs

**COMMITTEE:** Public Education — committee substitute recommended

**VOTE:** 7 ayes — Huberty, Bernal, Dutton, Gooden, K. King, Koop, VanDeaver  
0 nays  
4 absent — Allen, Bohac, Deshotel, Meyer

**WITNESSES:** For — Gordon Echtenkamp, YMCA of Metropolitan Dallas; (*Registered, but did not testify*: Mark Wiggins, Association of Texas Professional Educators; Dan Posey, Baylor Scott & White Health; Robin Stallings, BikeTexas; Brooks Ballard, CATCH Global Foundation and Partnership for a Healthy Texas; Jenny Eyer, Children at Risk; Albert Cheng, Harris County Public Health; Kelly Reed-Hirsch, Harris County School Health Leadership Group; Rocaille Roberts, Healthy Living Matters; Lisa Lauter, Healthy Living Matters, Spring Branch ISD, School Health Advisory Councils; Chris Frandsen and Brenda Koegler, League of Women Voters of Texas; Joseph McMahan, Mission: Readiness; Adriana Kohler, Texans Care for Children; Marshall Kenderdine, Texas Academy of Family Physicians; Rebecca Fuchs, Texas Association of Health Physical Education Recreation and Dance; Joan Altobelli, Texas Licensed Child Care Association; Troy Alexander, Texas Medical Association; Andrew Cates, Texas Nurses Association; Jenna Courtney, Texas Partnership for Out of School Time (TXPOST); Clayton Travis, Texas Pediatric Society, Partnership for a Healthy Texas; Kyle Ward, Texas PTA; Arsheill Monsanto, Texas State Alliance of YMCAs; Aidan Utzman, United Ways of Texas; Heather Sheffield)

Against — None

On — (*Registered, but did not testify*: Julie Richards, Department of Family and Protective Services; Melissa Gonzales, Texas Department of Agriculture; Kara Belew, Monica Martinez, and Shelly Ramos, Texas Education Agency)

DIGEST: CSHB 168 would require the Department of Family and Protective Services (DFPS) to develop a voluntary program for recognizing licensed before- and after-school programs that promote healthy eating and physical activity. DFPS would evaluate before- or after-school programs that applied to be recognized based on the program's compliance with the following requirements:

- staff training in standards of healthy behavior and eating;
- opportunities for physical activity among attendees;
- limits on the time attendees spend in front of a TV, computer, tablet, or handheld device screen;
- the availability of healthy foods and beverages; and
- efforts to engage parents and legal guardians.

DFPS would be required to establish the bronze, silver, and gold levels of recognition for programs applying for recognition based on a program's staff completing certain training requirements and the number of requirements with which the program complied. DFPS would be allowed to provide technical assistance to before- and after-school programs seeking to advance to a higher recognition level.

A program that would meet the requirements for a recognition level could create a corresponding recognition certificate using a certificate template created by DFPS. A recognition certificate would expire on the second anniversary of the date it was issued. A program could renew a recognition certificate if the program applied to renew before the recognition certificate expired.

The department would be required to post resources about the recognition program and a recognition certificate template on the department's website. DFPS also would maintain a list of each before- or after-school program that qualified for recognition and would post the list on the department's website. The list would include the before- or after-school program's recognition level and the date the program's recognition level expired.

The requirements of the bill would be in addition to any other requirement imposed by law to a before- or after-school program.

The bill would authorize the DFPS executive commissioner to adopt rules to implement the bill.

CSHB 168 would take effect January 1, 2018.

NOTES:

A companion bill, SB 757 by Menéndez, was referred to the Senate Health and Human Services Committee on Feb. 22.