



Make the Move...

2010-11 National Implementation
of the U.S. Physical Activity Plan

*An Overview of Physical Activity
Legislation in the 111th Congress*



I. Business & Industry Sector

Technological advancements in the workplace have greatly improved efficiency; however, an unfortunate consequence is that many job tasks in the modern workplace have become increasingly sedentary. Hours at a desk, behind a wheel, or at a counter predispose employees to health problems, which lead to absenteeism, short-term disability, reduced quality and quantity of work, excess health care costs, and overall work impairment. Business and industry can encourage positive physical activity behavior change of employees and their families in a supportive context of workplace policies and culture by leveraging community resources and using health benefits incentives. Within the Business and Industry sector there are policy opportunities to promote employee sponsored physical activity programs as well as identify funding sources for advocacy activities.

HR2105

Personal Health Investment Today Act of 2009 (PHIT)

Rep Kind, Ron [D-WI-3]

Amends the IRS Code to allow for expenditures for physical fitness programs and exercise equipment to be payable out of pre-tax health investment accounts such as flexible spending accounts (FSAs), medical savings accounts (MSAs) and/or medical reimbursement arrangements. Health Savings Accounts (HSA's) are excluded.

4/27/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

Strategies Addressed: BI: 3, 4

HR2106/S913

Workforce Health Improvement Program Act of 2009 (WHIP)

Rep Kind, Ron [D-WI-3]/ Sen Cornyn, John [TX]

Allows employers to reimburse employees for fees, dues, or membership expenses paid to an athletic or fitness facility (limit of \$900/year/employee) without employee being taxed. Employees provided with use of an on-premises employer owned fitness facilities will not be taxed on the value of such. Allows employers a tax deduction for fees, dues, or membership expenses paid to an athletic or fitness facility (limit of \$900/year/employee).

4/27/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

4/28/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Finance.

Strategies Addressed: BI: 4

HR2276/S1503

Improved Nutrition and Physical Activity (IMPACT) Act

Rep Bono Mack, Mary [R-CA-45]/ Sen Gillibrand, Kirsten E. [D-NY]

Permits states to use preventive health and health services block grants for activities and community education programs designed to address and prevent overweight, obesity, and eating disorders through programs to promote healthy eating, exercise habits, and behaviors and emotional and social wellness.

5/6/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce. /

7/22/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Strategies Addressed: BI: 2; HC: 1, 3, 5, 6; PH 3, 4; ED: 3, 5, 7; MM: 1, 2, 3, 7, 8; PR: 1, 2, 3; VN: 1

HR3144

Healthy Communities Act of 2009

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to include five-year grants to community partnerships for programs to combat obesity. Requires a community obesity prevention program to address all the different components of fighting obesity including "physical exercise and a physical activity environment" and "education to provide to the community information about the importance of eating healthily and maintaining a balanced diet and of being physically fit and to provide strategies for addressing varying individual capabilities to attain physical fitness" and to utilize the National Institutes of Health's (NIH's) Ways to Enhance Children's Activity and Nutrition (We Can) program and curriculum to guide the program.

7/9/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **BI: 2**; HC: 2, 3, 6; ED: 1, 3, 5, 6; PH: 2, 3, 4; PR: 1; VN:1

HR3468

Promoting Health and Preventing Chronic Disease through Prevention and Wellness Programs for Employees, Communities, and Individuals Act of 2009

Rep Castle, Michael N. [R-DE]

Amends the Internal Revenue Code to allow employers a 50% tax credit for the costs of providing employees with a qualified prevention and wellness program. Defines "qualified prevention and wellness program" as a program that is certified by the Secretary of Health and Human Services (HHS) and that includes three of the following components: a health awareness component, an employee engagement component, a behavioral change component, or a supportive environment component. Includes many references to physical activity including grants that can be utilized for (among others) physical activity programs.

7/31/2009 Referred to House committee. Status: Referred to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Strategies Addressed: **BI: 3, 4, 5**

HR3271

Green Routes to Work Act

Rep Blumenauer, Earl [D-OR-3]

Amends the IRS Code to encourage use of transit and bicycle commuting by: (1) equalizing and increasing to \$230 the tax exclusion for both transportation and parking fringe benefits; (2) making the increased transportation fringe benefit available to federal employees; (3) making self-employed individuals eligible for transit pass fringe benefits; (6) allowing employers a refundable tax credit for providing tax-free transit passes to employees; (7) allowing a general business tax credit for expenditures to improve access for bicycle commuters; (8) allowing employees to receive transit passes and reimbursements of bicycle commuting expenses as tax-exempt employer-provided fringe benefits in the same month; (9) allowing an employer's election to expense the cost of removing architectural and transportation barriers to bicycle commuter access to employer facilities.

7/21/2009 Referred to House committee. Status: Referred to the Committee on Ways and Means, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Strategies Addressed: **BI: 2, 3**; TR: 2, 3, 4

HR3894

To amend the Public Health Service Act to authorize a community-based overweight and obesity prevention program.

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to to establish a community-based overweight and obesity prevention program under which grants shall be awarded to, or contracts entered with, eligible entities to plan and implement evidence-based programs for the prevention of overweight and obesity among children and their families through improved nutrition and increased physical activity. Sets the period of a grant or contract at five years, subject to renewal.

10/20/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **BI: 2**; HC: 2, 3, 6; ED: 1, 3, 5, 6; PH: 2, 3, 4; PR: 1; VN 1

HR3970

Medical Rights and Reform Act of 2009

Rep Kirk, Mark Steven [R-IL-10]

Amends the Public Health Service Act to award grants to promote prevention and wellness programs to prevent chronic diseases; and encourage states to work with insurance companies to encourage the participation of individuals and families in prevention and wellness programs.

10/21/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **BI: 2**; HC: 1, 2, 3, 4, 6; ED: 1, 3, 5, 6; PH: 2, 3, 4 PR: 1; VN:1

HR4452

Lifelong Improvements in Food and Exercise (LIFE) Act

Rep Norton, Eleanor Holmes [D-DC]

Amends the Public Health Service Act to carry out a national program to conduct and support activities regarding individuals who are overweight or obese in order to make progress toward the goal of significantly reducing obesity in the United States. Requires such activities to include: (1) training health professionals; (2) educating the public; and (3) developing and demonstrating intervention strategies for use at worksites and in community settings.

2/23/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **BI:1, 2, 3, 4**; HC: 2, 3, 5, 6; ED: 1, 3, 5, 6; PH: 2, 3, 4; PR: 1; VN:1; MM: 2, 3

HR5209

Healthy Communities through Helping to Offer Incentives and Choices to Everyone in Society Act of 2010

Rep Kind, Ron [D-WI-3]

Revises federal health law to address obesity, including (among others) programs to promote healthy eating behaviors and physical activity. Sets forth provisions to expand physical activity through: (1) programs to connect children and families with the outdoors; (2) guidelines for physical education in elementary and secondary schools; (3) inclusion of physical education as a core academic subject in schools; (4) tax incentives for employer provided membership to athletic or fitness facilities; and (5) enrichment programs, such as summer camps, for children on Indian reservations and tribal lands. Authorizes the Secretary of Transportation (DOT) to make grants to assist local planning decisions and policies that increase the access of individuals to physical activity. Expands

the program to provide safe routes to schools to include high school students. Authorizes the Secretary of Health and Human Services (HHS), acting through the National Center for Health Statistics, to provide for the: (1) collection of data for determining the fitness levels and energy expenditures of children and youth; and (2) analysis of data collected as part of the National Health and Nutrition Examination Survey and other data sources.

6/18/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Department Operations, Oversight, Nutrition and Forestry.

Strategies Addressed: **BI: 3, 4;** ED: 1, 2; TR: 2, 3, 4; PR: 1, 4, 6

II. Education Sector

Schools have a long history of addressing the health of children and adolescents, and physical activity – obtained through recess, physical education classes, and after-school programs – has traditionally been an integral component of this focus. Today, however, the pressure schools face to improve academic standards has reduced the amount of time children and adolescents are physically active during the school day. It is imperative that teachers, coaches, school administrators, and school district officials take action now to benefit the more than 50 million children in school, and their families. Work within the education sector could be strongly affected through federal legislation that would establish national guidelines for physical activity in schools, provide funding for before and after school programs, as well as training opportunities for school officials around physical activity.

H.AMDT. 43 to 1388

Serve America Act

Rep Kilroy, Mary Jo [D-OH-15]

Amendment provides for volunteers to supervise physical education classes at elementary and secondary schools; provide nutrition education to students, and supervise, organize, and manage after school physical activity/education programs; and provides services to elderly people through food deliveries, legal and medical services provided in the home, and transportation.

3/18/2009 Amendment (A006) offered by Ms. Kilroy. (consideration: CR H3594-3595, H3602-3603; text: CR H3594) On agreeing to the Kilroy amendment (A006) Agreed to by recorded vote: 372 - 57 (Roll no. 136). Act signed by the President on 4/21/09

Strategies Addressed: **ED: 1, 2, 3, 4, 5;** HC: 3; PR 1, 3; TR: 2, 4; VN: 1

HR 597

Access to Complete Education Act

Rep Woolsey, Lynn [D-CA-6]

Amends ESEA of 1965 to provide grants for core curriculum development, including physical education and health as integral parts of elementary and secondary education.

Pending in House Ed & Labor Committee

Strategies Addressed: Ed: 1, 2, 5, 6

HR1585/S634

Fitness Integrated with Teaching Kids Act (FIT Kids Act)

Rep Kind, Ron [D-WI-3]

Amends the No Child Left Behind (NCLB) Act to increase children's physical activity throughout the school day, requiring all schools, districts and states to report on quantity and quality of physical education; amending existing school programs to integrate physical activity and wellness throughout the school day; supporting professional development for health and physical education teachers and principals to boost students' ability to learn and help promote healthy lifestyles and physical activity; and funding a study to examine the impact of health and physical activity on student achievement and find effective ways to increase physical activity during the school day.

4/22/2010 Referred to Senate committee. Status: Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Strategies Addressed: **ED: 1, 2**

HR1589

Bullying and Gang Reduction for Improved Education Act

Rep Sanchez, Linda T. [D-CA-39]

Amends the Elementary and Secondary Education Act of 1965 to add bullying and gang prevention to the violence and drug abuse prevention activities currently supported under the Safe and Drug-Free Schools and Communities program. Allows local entities to use grants for non-infrastructure Safe Routes to School programs. States that in addition to fostering a safe and drug-free learning environment, such a program should facilitate healthy, physically active lifestyles. Makes local park and recreation agencies eligible for funding under the program's mentoring programs for children

5/14/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Early Childhood, Elementary, and Secondary Education.

Strategies Addressed: **ED: 1, 3, 5, 6; PR: 2, 3, 4; TR: 2**

HR2044

Stop Obesity in Schools Act of 2009

Rep Lowey, Nita (D-NY-18)

Requires the HHS Secretary to create a national strategy to reduce the childhood obesity rate by 10% by 2013; requires CDC to provide matching grants for local and state governments to develop programs with similar goals. One of the uses of grant funds is "Increased physical activity in during-and-after-school activities."

4/22/09 Referred to House Ed and Labor and House Energy and Commerce Committees

Strategies Addressed: **ED: 2; PH: 3, 4, 5**

HR2187

21st Century Schools Act

Rep Chandler, Ben (D-KY-6)

Authorizes grants that (among other uses) may be used to buy PE and recreation equipment that meets current EPA standards; to upgrade and install recreation facilities (playgrounds, tracks, etc.), made from green materials.

5/14/2009 Bill passed the House (275-155) and was sent to the Senate.

Strategies Addressed: **ED: 1, 2, 5; PRFS: 1**

HR2276/S1503

Improved Nutrition and Physical Activity (IMPACT) Act

Rep Bono Mack, Mary [R-CA-45]/ Sen Gillibrand, Kirsten E. [D-NY]

Permits states to use preventive health and health services block grants for activities and community education programs designed to address and prevent overweight, obesity, and eating disorders through programs to promote healthy eating, exercise habits, and behaviors and emotional and social wellness.

5/6/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce. / 7/22/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Strategies Addressed: **ED: 3, 5, 7**; HC: 1, 3, 5, 6; PH 3, 4; BI: 2; MM: 1, 2, 3, 7, 8; PR: 1, 2, 3; VN: 1

HR3144

Healthy Communities Act of 2009

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to include five-year grants to community partnerships for programs to combat obesity. Requires a community obesity prevention program to address all the different components of fighting obesity including "physical exercise and a physical activity environment" and "education to provide to the community information about the importance of eating healthily and maintaining a balanced diet and of being physically fit and to provide strategies for addressing varying individual capabilities to attain physical fitness".

7/9/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **ED: 1, 3, 5, 6**; HC: 2, 3, 6; BI: 2; PH: 2, 3, 4; PR: 1; VN: 1

HR3894

To amend the Public Health Service Act to authorize a community-based overweight and obesity prevention program.

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to establish a community-based overweight and obesity prevention program under which grants shall be awarded to, or contracts entered with, eligible entities to plan and implement evidence-based programs for the prevention of overweight and obesity among children and their families through improved nutrition and increased physical activity.

10/20/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **ED: 1, 3, 5, 6**; BI: 2; HC: 2, 3, 6; PH: 2, 3, 4; PR: 1; VN: 1

HR3970

Medical Rights and Reform Act of 2009

Rep Kirk, Mark Steven [R-IL-10]

Amends the Public Health Service Act to award grants to promote prevention and wellness programs to prevent chronic diseases; encourage states to work with insurance companies to encourage the participation of individuals and families in prevention and wellness programs.

10/21/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: ED: 1, 3, 5, 6; HC: 1, 2, 3, 4, 6; BI: 2; PH: 2, 3, 4; PR: 1; VN: 1

HR4021

Safe Routes to High Schools Act

Rep Blumenauer, Earl [D-OR-3]

Amends the Transportation Act (SAFETEA-LU) to include high school students as beneficiaries of the safe routes to school program. Requires states give priority to projects for primary and middle schools and to projects that propose to serve a combination of at least one primary, middle, and high school within the same school district.

11/5/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Highways and Transit.

Strategies Addressed: **ED: 5**; TR: 2, 3, 4

HR4452

Lifelong Improvements in Food and Exercise (LIFE) Act

Rep Norton, Eleanor Holmes [D-DC]

Amends the Public Health Service Act to carry out a national program to conduct and support activities regarding individuals who are overweight or obese in order to make progress toward the goal of significantly reducing obesity in the United States. Requires such activities to include: (1) training health professionals; (2) educating the public; and (3) developing and demonstrating intervention strategies for use at worksites and in community settings.

2/23/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **ED: 1, 3, 5, 6**; BI: 1, 2, 3, 4; HC: 2, 3, 5, 6; PH: 2, 3, 4; PR: 1; VN: :1; MM: 2, 3

HR4557

Physical Education to Create a Healthier Nation Act

Rep Baca, Joe [D-CA-43]

Amends the Elementary and Secondary Education Act of 1965 to require states and local educational agencies that receive school improvement funds under a specified part to ensure that their schools provide: (1) 150 minutes of physical education per week for elementary school students; (2) 225 minutes of physical education per week for middle and secondary school students; and (3) disabled students with such physical education as is determined appropriate under their individualized education programs.

2/23/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Early Childhood, Elementary, and Secondary Education.

Strategies Addressed: **ED: 1, 2**,

HR5022

Fitness for Life Act

Rep Braley, Bruce L. [D-IA-1]

Authorizes the Secretary of Education to make competitive, renewable four-year grants to ten institutions of higher education (IHEs) for the expansion of their master's degree in physical education programs

1/13/2010 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **ED: 7**

HR5090

NEW Schools Act

Rep Polis, Jared [D-CO-2]

Amends the National School Lunch Act to replace the nutrition promotion program with a program that requires local educational agencies to ensure that their local wellness policies include goals for (among others) physical education, physical activity, and other school-based activities that promote nutrition and wellness throughout the extended school day and (2) include plans for implementing, and measuring the implementation of, such policies.

4/30/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Higher Education, Lifelong Learning, and Competitiveness.

Strategies Addressed: **ED: 1, 2, 3, 4**

HR5113

To amend the Child Nutrition Act of 1966 to establish the Healthy Habits School Challenge Program to reduce childhood obesity by recognizing schools that are creating healthier school environments for children by promoting good nutrition and physical activity, and for other purposes.

Rep Dahlkemper, Kathleen A. [D-PA-3]

Establishes the Healthy Habits School Challenge program to reduce childhood obesity by recognizing schools that are creating healthier school environments for children by promoting good nutrition and physical activity. Requires such schools to adopt a model school wellness policy developed by the HHS Secretary.

5/27/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **ED: 1, 2, 3, 4, 5** MM: 2

HR5209

Healthy Communities through Helping to Offer Incentives and Choices to Everyone in Society Act of 2010

Rep Kind, Ron [D-WI-3]

Revises federal health law to address obesity, including (among others) programs to promote healthy eating behaviors and physical activity. Sets forth provisions to expand physical activity through: (1) programs to connect children and families with the outdoors; (2) guidelines for physical education in elementary and secondary schools; (3) inclusion of physical education as a core academic subject in schools; (4) tax incentives for employer provided membership to athletic or fitness facilities; and (5) enrichment programs, such as summer camps, for children on Indian reservations and tribal lands. Authorizes the Secretary of Transportation (DOT) to make grants to assist local planning decisions and policies that increase the access of individuals to physical activity. Expands the program to provide safe routes to schools to include high school students. Authorizes the Secretary of Health and Human Services (HHS), acting through the National Center for Health Statistics, to provide for the: (1) collection of data for determining the fitness levels and energy expenditures of children and youth; and (2) analysis of data collected as part of the National Health and Nutrition Examination Survey and other data sources.

6/18/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Department Operations, Oversight, Nutrition and Forestry.

Strategies Addressed: **ED: 1, 2; BI: 3, 4; TR: 2, 3, 4; PR: 1, 4, 6**

HR5430

Partnerships for Wellness Act

Rep McCarthy, Carolyn [D-NY-4]

Directs the Secretary of Agriculture to award competitive matching grants to local educational agencies (LEA) participating in the school lunch and breakfast programs for projects that leverage community resources to increase student access to (among others) physical activity during the regular school calendar. Requires LEA grantees to partner with a community-based organization, a child- and youth-serving organization, an institution of higher education, a health care provider, or another business or community partner in implementing such projects.

5/27/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **ED 1, 2, 3, 4, 7**

HR5431

Start Healthy Habits Early Act

Rep McCarthy, Carolyn [D-NY-4]

Directs the Secretary of Agriculture to provide technical assistance and guidance to Child and Adult Care Food Program (CACFP) providers and states regarding (among others): age-appropriate physical activity and electronic media use by children and parental involvement in nutrition and wellness initiatives

5/27/2010 Referred to House committee. Status: Referred to the House Committee on Education and Labor.

Strategies Addressed: **ED 4**

HR5946

P.E. for the 21st Century Act

Rep Boswell, Leonard L. [D-IA-3]

Establishes a competitive pilot program that utilizes community, innovation, and technology to improve physical fitness education and curriculum in elementary schools and secondary schools.

7/29/2010 Referred to House committee. Status: Referred to the House Committee on Education and Labor.

Strategies Addressed: **ED: 1, 2, 3**

S2842/S2873

A bill to amend the Internal Revenue Code of 1986 to deny the deduction for direct to consumer advertising expenses for prescription pharmaceuticals and to provide a deduction for fees paid for the participation of children in certain organizations which promote physical activity.

Sen Begich, Mark [D-AK]

Amends the IRS code to allow a tax deduction for fees, up to \$500, for the participation of a child who is a dependent of a taxpayer in any organization that promotes or provides for the physical activity of children.

12/7/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Finance.

Strategies Addressed: **ED 5;** PR 4,

S3061

Improving 21st Century Community Learning Centers Act of 2010

Sen Dodd, Christopher J. [D-CT]

Amends the 21st Century Community Learning Centers program under title IV of the Elementary and Secondary Education Act of 1965 to specify inclusion physical fitness and wellness programs (in place of the more generic term, recreation programs) among the activities for which community learning centers will receive funding.

5/18/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Strategies Addressed: **ED 1, 2, 3, 4**

S3124

Healthy Living Starts Early Act of 2010

Sen Klobuchar, Amy [D-MN]

Amends the Child and Adult Care Food Program (CACFP) to (among others) require the Secretary to encourage participants to provide children with daily opportunities for age-appropriate moderate to vigorous-intensity physical activity and limit children's use of electronic media; and require the Secretary to provide technical assistance and guidance to participants in complying with these requirements.

3/16/2010 Referred to Senate committee. Status: Read twice and referred to the Committee on Agriculture, Nutrition, and Forestry.

Strategies Addressed: **ED 1, 2, 3, 4, 5, 6**; PR 1, 3, 4, TR: 1, 2, 3, 4

S3126

Healthy Local Policies for Schools Act of 2010

Sen Klobuchar, Amy [D-MN]

Amends National School Lunch Act to replace the nutrition promotion program with a program that requires local educational agencies (LEAs) to ensure that their local wellness policies (among others): include goals for nutrition and physical education, physical activity, other school-based activities that promote nutrition and wellness throughout the extended school day and include plans for implementing, and measuring the implementation of, such policies.

3/16/2010 Referred to Senate committee. Status: Read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

Strategies Addressed: **ED: 1,2 3, 4, 5, 6**

S3307/HR5504

Healthy, Hunger-Free Kids Act of 2010

Sen Lincoln, Blanche L. [D-AR]

Includes a small mention of physical activity when discussing: Title II: National School Lunch Program. Call for the Secretary to promulgate regulations that require local education agencies to include: (1) goals for nutrition education, physical activity, and other school-based activities that promote student wellness.

5/5/2010 Placed on Senate Legislative Calendar under General Orders. Calendar No. 363.

Strategies Addressed: **ED: 1, 2, 3, 4, 5,**

S3446

Child Nutrition Enhancement Act of 2010

Sen Udall, Tom [D-NM]

Amends the Child Nutrition Act of 1966 to replace the team nutrition network program with the wellness and nutrition network (TWNN) program: a nationwide, multidisciplinary program that promotes healthy eating and physical activity by children and is funded and overseen at the federal level, administered at the state level, and implemented at the local level. Requires LEAs and other institutions to use such funds to (among others) provide children with regular physical activity.

5/5/2010 Placed on Senate Legislative Calendar under General Orders. Calendar No. 363.

Strategies Addressed: **ED 1, 2, 3, 4, 5**; PH: 2, 3

S3683

PHYSICAL Act

Sen Udall, Tom (D-NM)

Makes PE and HE core academic subjects, reauthorizes PEP as stand-alone program.

Referred to HELP Committee

Strategies Addressed: **ED: 1, 2, 5**

III. Health Care Sector

The health care sector is our Nation's largest industry. It is comprised of all the people and physical resources devoted to providing health-related services to individuals. In their work with individual patients, health care providers have a unique opportunity to provide intervention and prevention support of increased daily physical activity to adults, children, and families. Changes to Medicare and Medicaid billing to allow for reimbursements for consoling around physical activity would greatly advance the work in the health care sector to establish physical inactivity as a treatable and preventable medical condition.

H.AMDT. 43 to 1388

Serve America Act

Rep Kilroy, Mary Jo [D-OH-15]

Amendment provides for volunteers to supervise physical education classes at elementary and secondary schools; provide nutrition education to students, and supervise, organize, and manage after school physical activity/education programs; and provides services to elderly people through food deliveries, legal and medical services provided in the home, and transportation.

3/18/2009 Amendment (A006) offered by Ms. Kilroy. (consideration: CR H3594-3595, H3602-3603; text: CR H3594) On agreeing to the Kilroy amendment (A006) Agreed to by recorded vote: 372 - 57 (Roll no. 136). Act signed by the President on 4/21/09

Strategies Addressed: **HC: 3**; ED: 1, 2, 3, 4, 5; PR 1, 3; TR: 2, 4; VN: 1

HR307

Christopher and Dana Reeve Paralysis Act

Rep Baldwin, Tammy [D-WI-2]

Includes mention of programs focusing on (among others) increasing physical activity in SEC. 14301. Programs To Improve Quality Of Life For Persons With Paralysis And Other Physical Disabilities.

The Act was included in the Omnibus Public Lands Bill signed by President Obama on March 20, 2009. That bill was passed by the U.S. House of Representatives on March 25 and the U.S. Senate on January 15.

Strategies Addressed: **HC: 1, 3, 4;** PH: 5

HR2276/S1503

Improved Nutrition and Physical Activity (IMPACT) Act

Rep Bono Mack, Mary [R-CA-45]/ Sen Gillibrand, Kirsten E. [D-NY]

Permits states to use preventive health and health services block grants for activities and community education programs designed to address and prevent overweight, obesity, and eating disorders through programs to promote healthy eating, exercise habits, and behaviors and emotional and social wellness.

5/6/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce. / 7/22/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Strategies Addressed: **HC:1, 3, 5, 6;** PH 3, 4; ED: 3, 5, 7; BI: 2; MM: 1, 2, 3, 7, 8; PR: 1, 2, 3; VN: : 1

HR3144

Healthy Communities Act of 2009

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to include five-year grants to community partnerships for programs to combat obesity. Requires a community obesity prevention program to address all the different components of fighting obesity including "physical exercise and a physical activity environment" and "education to provide to the community information about the importance of eating healthily and maintaining a balanced diet and of being physically fit and to provide strategies for addressing varying individual capabilities to attain physical fitness" and to utilize the National Institutes of Health's (NIH's) Ways to Enhance Children's Activity and Nutrition (We Can) program and curriculum to guide the program.

7/9/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **HC: 2, 3, 6;** ED: 1, 3, 5, 6; BI: 2; PH: 2, 3, 4; PR: 1; VN:1

HR3508

Healthy Savings Act of 2009

Rep Paulsen, Erik [R-MN-3]

Treats as medical care for purposes of the tax deduction for medical expenses certain exercise equipment and physical fitness programs and certain nutritional and dietary supplements.

7/31/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

Strategies Addressed: **HC: 1, 2, 3, 4**

HR3610

Health Savings and Affordability Act of 2009

Rep Austria, Steve [OR-H-7]

Amends the IRS Code to allow classification of certain exercise equipment and fees for physical fitness programs as medical expenses under FSA's and HSA's.

7/31/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

Strategies Addressed: **HC: 1, 2, 3, 4**

HR3851/S1810

Physical Activity Guidelines for Americans Act of 2009

Rep Gordon, Bart [D-TN-6]

Requires a review and revision if necessary of the Physical Activity Guidelines on a five year basis. Requires any federal agency that proposes to issue any physical activity guidance for the general population or identified subgroups to submit the text of such guidance to for review.

9/22/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

Strategies Addressed: **HC: 6**; PH: 3, 5; MM: 3, 4; VN: 1

HR3894

To amend the Public Health Service Act to authorize a community-based overweight and obesity prevention program.

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to to establish a community-based overweight and obesity prevention program under which grants shall be awarded to, or contracts entered with, eligible entities to plan and implement evidence-based programs for the prevention of overweight and obesity among children and their families through improved nutrition and increased physical activity. Sets the period of a grant or contract at five years, subject to renewal.

10/20/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **HC: 2, 3, 6**; BI: 2; ED: 1, 3, 5, 6; PH: 2, 3, 4; PR: 1; VN: 1

HR3970

Medical Rights and Reform Act of 2009

Rep Kirk, Mark Steven [R-IL-10]

Amends the Public Health Service Act to award grants (local education agencies are included among possible recipients) to promote prevention and wellness programs to prevent chronic diseases; and encourage states to work with insurance companies to encourage the participation of individuals and families in prevention and wellness programs.

10/21/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **HC: 1, 2, 3, 4, 6**; BI: 2; ED: 1, 3, 5, 6; PH: 2, 3, 4 PR: 1; VN: :1

HR 4053

Healthy Kids Act

Rep Moran, James P. [D-VA-8]

Amends the Public Health Service Act to establish an Office of Childhood Overweight and Obesity Prevention and Treatment to establish and carry out a matching grant program to assist in gathering data on childhood obesity and to carry out demonstration programs to reduce the incidence of childhood obesity. Includes several references to physical activity in this section.

1/4/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **HC: 3**

HR4452

Lifelong Improvements in Food and Exercise (LIFE) Act

Rep Norton, Eleanor Holmes [D-DC]

Amends the Public Health Service Act to carry out a national program to conduct and support activities regarding individuals who are overweight or obese in order to make progress toward the goal of significantly reducing obesity in the United States. Requires such activities to include: (1) training health professionals; (2) educating the public; and (3) developing and demonstrating intervention strategies for use at worksites and in community settings.

2/23/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **HC: 2, 3, 5, 6**; ED: 1, 3, 5, 6; BI:1, 2, 3, 4; PH: 2, 3, 4; PR: 1; VN: :1; MM: 2, 3

S164

Take Back Your Health Act of 2009

Sen Wyden, Ron [D-OR]

Amends title XVIII (Medicare) of the Social Security Act to cover intensive lifestyle treatment, which is a physician-supervised program furnishing to eligible beneficiaries certain exercise, medication, nutritional, and other specified items and services intended to affect beneficially the progression of chronic coronary heart disease, Type 2 diabetes, metabolic syndrome, prostate cancer, or breast cancer.

8/6/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Finance.

Strategies Addressed: **HC: 2**

IV. Mass Media

Mass media, both traditional media, like TV and magazines, and “new” media, like Web sites, social networking sites, and text messaging, have enormous potential and power to influence individual behaviors and societal attitudes. The development of a focused national media campaign, in collaboration with several federal agencies is a leading tactic within this sector of the plan.

HR2276/S1503

Improved Nutrition and Physical Activity (IMPACT) Act

Rep Bono Mack, Mary [R-CA-45]/ Sen Gillibrand, Kirsten E. [D-NY]

Permits states to use preventive health and health services block grants for activities and community education programs designed to address and prevent overweight, obesity, and eating disorders through programs to promote healthy eating, exercise habits, and behaviors and emotional and social wellness.

5/6/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce. / 7/22/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Strategies Addressed: **MM: 1, 2, 3, 7, 8**; PH 3, 4; ED: 3, 5, 7; HC:1, 3, 5, 6; BI: 2; PR: 1, 2, 3; VN: 1

HR3851/S1810

Physical Activity Guidelines for Americans Act of 2009

Rep Gordon, Bart [D-TN-6]

Requires a review and revision if necessary of the Physical Activity Guidelines on a five year basis. Requires any federal agency that proposes to issue any physical activity guidance for the general population or identified subgroups to submit the text of such guidance to for review.

9/22/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

Strategies Addressed: **MM 3, 4**; PH: 3, 5; HC: 6; VN: 1

HR4452

Lifelong Improvements in Food and Exercise (LIFE) Act

Rep Norton, Eleanor Holmes [D-DC]

Amends the Public Health Service Act to carry out a national program to conduct and support activities regarding individuals who are overweight or obese in order to make progress toward the goal of significantly reducing obesity in the United States. Requires such activities to include: (1) training health professionals; (2) educating the public; and (3) developing and demonstrating intervention strategies for use at worksites and in community settings.

2/23/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **MM: 2, 3**; ED: 1, 3, 5, 6; BI:1, 2, 3, 4; HC: 2, 3, 5, 6; PH: 2, 3, 4; PR: 1; VN: 1

HR5113

To amend the Child Nutrition Act of 1966 to establish the Healthy Habits School Challenge Program to reduce childhood obesity by recognizing schools that are creating healthier school environments for children by promoting good nutrition and physical activity, and for other purposes.

Rep Dahlkemper, Kathleen A. [D-PA-3]

Establishes the Healthy Habits School Challenge program to reduce childhood obesity by recognizing schools that are creating healthier school environments for children by promoting good nutrition and physical activity. Requires such schools to adopt a model school wellness policy developed by the HHS Secretary.

5/27/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **MM: 2**; ED: 1, 2, 3, 4, 5

V. Parks, Recreation, Fitness and Sport Sector

In recent years, the time available for leisure-time activity has increased, however this increase has been spent in sedentary activities. Providing access, education, and resources that help people to incorporate fun and meaningful physical activity into their daily lives can foster real change in the national level of physical activity. Allocations through land management bills will play a significant in shaping park infrastructure and facilitate programming around physical activity.

H.AMDT. 43 to 1388

Serve America Act

Rep Kilroy, Mary Jo [D-OH-15]

Amendment provides for volunteers to supervise physical education classes at elementary and secondary schools; provide nutrition education to students, and supervise, organize, and manage after school physical activity/education programs; and provides services to elderly people through food deliveries, legal and medical services provided in the home, and transportation.

3/18/2009 Amendment (A006) offered by Ms. Kilroy. (consideration: CR H3594-3595, H3602-3603; text: CR H3594) On agreeing to the Kilroy amendment (A006) Agreed to by recorded vote: 372 - 57 (Roll no. 136). Act signed by the President on 4/21/09

Strategies Addressed: **PR 1, 3**; HC: 3; ED: 1, 2, 3, 4, 5; TR: 2, 4; VN: 1

HR1589

Bullying and Gang Reduction for Improved Education Act

Rep Sanchez, Linda T. [D-CA-39]

Amends the Elementary and Secondary Education Act of 1965 to add bullying and gang prevention to the violence and drug abuse prevention activities currently supported under the Safe and Drug-Free Schools and Communities program. Allows local entities to use grants for non-infrastructure Safe Routes to School programs. States that in addition to fostering a safe and drug-free learning environment, such a program should facilitate healthy, physically active lifestyles. Makes local park and recreation agencies eligible for funding under the program's mentoring programs for children

5/14/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Early Childhood, Elementary, and Secondary Education.

Strategies Addressed: **PR: 2, 3, 4**; ED: 1, 3, 5, 6; TR: 2

HR2105

Personal Health Investment Today Act of 2009 (PHIT)

Rep Kind, Ron [D-WI-3]

Amends the IRS Code to allow for expenditures for physical fitness programs and exercise equipment to be payable out of pre-tax health investment accounts such as flexible spending accounts (FSAs), medical savings accounts (MSAs) and/or medical reimbursement arrangements. Health Savings Accounts (HSA's) are excluded.

4/27/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

Strategies Addressed: **PR 4**; BI: 3, 4

HR1912

Complete America's Great Trails Act

Rep Connolly, Gerald E. "Gerry" [D-VA-11]

Amends the IRS Code to allow a tax credit for the fair market value of any National Scenic Trail conservation contribution. Requires the Secretary of the Interior to study and report to Congress on the efficacy of such tax credit in completing, extending, and increasing the number of National Scenic Trails.

4/9/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on National Parks, Forests and Public Lands.

Strategies Addressed: **PR:4,6**

HR2106/S913

Workforce Health Improvement Program Act of 2009 (WHIP)

Rep Kind, Ron [D-WI-3]/ Sen Cornyn, John [R-TX]

Allows employers to reimburse employees for fees, dues, or membership expenses paid to an athletic or fitness facility (limit of \$900/year/employee) without employee being taxed. Employees provided with use of an on-premises employer owned fitness facilities will not be taxed on the value of such. Allows employers a tax deduction for fees, dues, or membership expenses paid to an athletic or fitness facility (limit of \$900/year/employee).

4/27/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

4/27/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

4/28/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Finance.

Strategies Addressed: **PR 4**; BI: 4

HR2187

21st Century Schools Act

Rep Chandler, Ben (D-KY-6)

Would authorize grants to modernize, repair or renovate schools to make them more “green” and energy efficient. Grants may be used to buy PE and recreation equipment that meets current EPA standards; to upgrade and install playground equipment, track surfaces, basketball courts, swing sets, etc., made from green materials.

Bill passed the House (275-155) and was sent to the Senate.

Strategies Addressed: **PR: 1**; ED: 1, 2, 5

HR2276/S1503

Improved Nutrition and Physical Activity (IMPACT) Act

Rep Bono Mack, Mary [R-CA-45]/ Sen Gillibrand, Kirsten E. [D-NY]

Permits states to use preventive health and health services block grants for activities and community education programs designed to address and prevent overweight, obesity, and eating disorders through programs to promote healthy eating, exercise habits, and behaviors and emotional and social wellness.

5/6/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce. / 7/22/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Strategies Addressed: **PR: 1, 2, 3**; PH 3, 4; ED: 3, 5, 7; HC:1, 3, 5, 6; BI: 2; MM: 1, 2, 3, 7, 8; VN: 1

HR3144

Healthy Communities Act of 2009

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to include grants to community partnerships for programs to combat obesity. Requires such programs to address all components of fighting obesity including “physical exercise and a physical activity environment” and “education to provide to the community information about the importance of eating healthily and maintaining a balanced diet and of being physically fit and to provide strategies for addressing varying individual capabilities to attain physical fitness” and to utilize the National Institutes of Health’s (NIH’s) Ways to Enhance Children’s Activity and Nutrition (We Can) program and curriculum to guide the program.

7/9/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **PR: 1**; ED: 1, 3, 5, 6; HC: 2, 3, 6; BI: 2; PH: 2, 3, 4; VN:1

HR3734

Urban Revitalization and Livable Communities Act

Rep Sires, Albio [D-NJ-13]

Establishes an urban revitalization and livable communities grant program that would provide grants to eligible general purpose local governments for various park and recreation purposes, including rehabilitation and construction, innovation, at-risk youth recreation, and recovery action programs.

11/16/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **PR: 1, 3, 4, 5**

HR3894

To amend the Public Health Service Act to authorize a community-based overweight and obesity prevention program.

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to to establish a community-based overweight and obesity prevention program under which grants shall be awarded to, or contracts entered with, eligible entities to plan and implement evidence-based programs for the prevention of overweight and obesity among children and their families through improved nutrition and increased physical activity.

10/20/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: PR: 1; BI: 2; HC: 2, 3, 6; ED: 1, 3, 5, 6; PH: 2, 3, 4; VN: 1

HR3970

Medical Rights and Reform Act of 2009

Rep Kirk, Mark Steven [R-IL-10]

Amends the Public Health Service Act to award grants (local education agencies are included among possible recipients) to promote prevention and wellness programs to prevent chronic diseases; and encourage states to work with insurance companies to encourage the participation of individuals and families in prevention and wellness programs.

10/21/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **PR: 1**; HC: 1, 2, 3, 4, 6; BI: 2; ED: 1, 3, 5, 6; PH: 2, 3, 4 VN: 1

HR4322/S1275

National Foundation on Physical Fitness and Sports Establishment Act

Rep Sarbanes, John P. [D-MD-3]

Establishes the National Foundation on Physical Fitness and Sports as a charitable, nonprofit corporation to promote participation by private organizations in the activities of the President's Council on Physical Fitness and Sports.

12/8/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Health, Employment, Labor, and Pensions.

Strategies Addressed: **PR: 3**

HR4452

Lifelong Improvements in Food and Exercise (LIFE) Act

Rep Norton, Eleanor Holmes [D-DC]

Amends the Public Health Service Act to carry out a national program to conduct and support activities regarding individuals who are overweight or obese in order to make progress toward the goal of significantly reducing obesity in the United States. Requires such activities to include: (1) training health professionals; (2) educating the public; and (3) developing and demonstrating intervention strategies for use at worksites and in community settings.

2/23/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **PR: 1**; ED: 1, 3, 5, 6; BI: 1, 2, 3, 4; HC: 2, 3, 5, 6; PH: 2, 3, 4; VN: 1; MM: 2, 3

HR5209

Healthy Communities through Helping to Offer Incentives and Choices to Everyone in Society Act of 2010

Rep Kind, Ron [D-WI-3]

Revises federal health law to address obesity, including (among others) programs to promote healthy eating behaviors and physical activity. Sets forth provisions to expand physical activity through: (1) programs to connect children and families with the outdoors; (2) guidelines for physical education in elementary and secondary schools; (3) inclusion of physical education as a core academic subject in schools; (4) tax incentives for employer provided membership to athletic or fitness facilities; and (5) enrichment programs, such as summer camps, for children on Indian reservations and tribal lands. Authorizes the Secretary of Transportation (DOT) to make grants to assist local planning decisions and policies that increase the access of individuals to physical activity. Expands the program to provide safe routes to schools to include high school students. Authorizes the Secretary of Health and Human Services (HHS), acting through the National Center for Health Statistics, to provide for the: (1) collection of data for determining the fitness levels and energy expenditures of children and youth; and (2) analysis of data collected as part of the National Health and Nutrition Examination Survey and other data sources.

6/18/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Department Operations, Oversight, Nutrition and Forestry.

Strategies Addressed: PR: 1, 4, 6; BI: 3, 4; ED: 1, 2; TR: 2, 3, 4

HR5963

Promoting Students Using the Camp Community for Enrichment, Strength, and Success Act

Rep McCarthy, Carolyn [D-NY-4]

A Department of Education grant program to fund pilot projects to explore how the camp experience promotes physical activity and healthy lifestyles among children and youth, reduces summer learning loss, and promotes academic achievement.

7/29/2010 Referred to House committee. Status: Referred to the House Committee on Education and Labor.

Strategies Addressed: PR: 5

S3124

Healthy Living Starts Early Act of 2010

Sen Klobuchar, Amy [D-MN]

Amends the Child and Adult Care Food Program (CACFP) to (among others) require the Secretary to encourage participants to provide children with daily opportunities for age-appropriate moderate to vigorous-intensity physical activity and limit children's use of electronic media; and require the Secretary to provide technical assistance and guidance to participants in complying with these requirements.

3/16/2010 Referred to Senate committee. Status: Read twice and referred to the Committee on Agriculture, Nutrition, and Forestry.

Strategies Addressed: PR 1, 3, 4; ED 1, 2, 3, 4, 5, 6; TR: 1, 2, 3, 4

S2842/S2873

A bill to amend the Internal Revenue Code of 1986 to deny the deduction for direct to consumer advertising expenses for prescription pharmaceuticals and to provide a deduction for fees paid for the participation of children in certain organizations which promote physical activity.

Sen Begich, Mark [D-AK]

Amends the IRS code to allow a tax deduction for fees, up to \$500, for the participation of a child who is a dependent of a taxpayer in any organization that promotes or provides for the physical activity of children.

12/7/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Finance.

Strategies Addressed: **PR 4**; ED 5

VI. Public Health Sector

In the context of the National Physical Activity Plan, the term “public health organization” is defined broadly to include public health agencies and non-government organizations. These organizations complement the health care delivery system and community sectors to monitor, protect, and promote the public’s health. Chronic disease prevention and management also plays a key role in supporting physical activity. The ability to form partnerships across sectors, monitor on-going programs, and the dissemination of best practices surround physical activity can all be advanced through national legislation.

HR307

Christopher and Dana Reeve Paralysis Act

Rep Baldwin, Tammy [D-WI-2]

Includes mention of programs focusing on (among others) increasing physical activity in SEC. 14301. Programs To Improve Quality Of Life For Persons With Paralysis And Other Physical Disabilities.

The Act was included in the Omnibus Public Lands Bill signed by President Obama on March 20, 2009. That bill was passed by the U.S. House of Representatives on March 25 and the U.S. Senate on January 15.

Strategies Addressed: **PH: 5**; HC: 1, 3, 4

HR2044

Stop Obesity in Schools Act of 2009

Rep Lowey, Nita (D-NY-18)

Requires the HHS Secretary to create a national strategy to reduce the childhood obesity rate by 10% by 2013; requires CDC to provide matching grants for local and state governments to develop programs with similar goals. One of the uses of grant funds is “Increased physical activity in during-and-after-school activities.”

Pending in House Ed and Labor and House Energy and Commerce Committees

Strategies Addressed: **PH: 3, 4, 5**; Ed: 2

HR2276/S1503

Improved Nutrition and Physical Activity (IMPACT) Act

Rep Bono Mack, Mary [R-CA-45]/ Sen Gillibrand, Kirsten E. [D-NY]

Permits states to use preventive health and health services block grants for activities and community education programs designed to address and prevent overweight, obesity, and eating disorders through programs to promote healthy eating, exercise habits, and behaviors and emotional and social wellness.

5/6/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce. / 7/22/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Strategies Addressed: **PH 3, 4**; ED: 3, 5, 7; HC:1, 3, 5, 6; BI: 2; MM: 1, 2, 3, 7, 8; PR: 1, 2, 3; VN: : 1

HR3144

Healthy Communities Act of 2009

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to include five-year grants to community partnerships for programs to combat obesity. Requires a program to address all the different components of fighting obesity including "physical exercise and a physical activity environment" and "education to provide to the community information about the importance of eating healthily and maintaining a balanced diet and of being physically fit and to provide strategies for addressing varying individual capabilities to attain physical fitness" and to utilize the National Institutes of Health's (NIH's) We Can program and curriculum to guide the program.

7/9/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **PH: 2, 3, 4**; ED: 1, 3, 5, 6; HC: 2, 3, 6; BI: 2; PR: 1; VN:1

HR3851/S1810

Physical Activity Guidelines for Americans Act of 2009

Rep Gordon, Bart [D-TN-6]

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9/22/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

Strategies Addressed: **PH: 3, 5**; HC: 6; MM 3, 4; VN: 1

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10/20/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **PH: 2, 3, 4**; BI: 2; HC: 2, 3, 6; ED: 1, 3, 5, 6; PR: 1; VN: 1

HR3970

Medical Rights and Reform Act of 2009

Rep Kirk, Mark Steven [R-IL-10]

Amends the Public Health Service Act to award grants (local education agencies are included among possible recipients) to promote prevention and wellness programs to prevent chronic diseases; and encourage states to work with insurance companies to encourage the participation of individuals and families in prevention and wellness programs.

10/21/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **PH: 2, 3, 4**; HC: 1, 2, 3, 4, 6; BI: 2; ED: 1, 3, 5, 6; PR: 1; VN: 1

HR4452

Lifelong Improvements in Food and Exercise (LIFE) Act

Rep Norton, Eleanor Holmes [D-DC]

Amends the Public Health Service Act to carry out a national program to conduct and support activities regarding individuals who are overweight or obese in order to make progress toward the goal of significantly reducing obesity in the United States. Requires such activities to include: (1) training health professionals; (2) educating the public; and (3) developing and demonstrating intervention strategies for use at worksites and in community settings.

2/23/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **PH: 2, 3, 4**; ED: 1, 3, 5, 6; BI: 1, 2, 3, 4; HC: 2, 3, 5, 6; PR: 1; VN: 1; MM: 2, 3

S3298

Healthy Kids from Day One Act

Sen Udall, Mark [D-CO]

Amends the Public Health Service Act to award competitive grants to five state health departments to help reduce and prevent obesity among children between birth and five years of age in child care settings outside of a child's place of residence through training on and implementation of healthy eating and physical activity policies and practices.

Strategies Addressed: **PH: 2, 3, 4, 5**

S3446

Child Nutrition Enhancement Act of 2010

Sen Udall, Tom [D-NM]

Amends the Child Nutrition Act of 1966 to replace the team nutrition network program with the wellness and nutrition network (TWNN) program: a nationwide, multidisciplinary program that promotes healthy eating and physical activity by children and is funded and overseen at the federal level, administered at the state level, and implemented at the local level. Directs the Secretary of Agriculture to develop and carry out a comprehensive, integrated national strategy that coordinates federal, state, and local efforts to promote and support healthy eating, physical activity, and positive behavioral changes. Requires LEAs and other institutions to use such funds to (among others) provide children with regular physical activity.

5/5/2010 Placed on Senate Legislative Calendar under General Orders. Calendar No. 363.

Strategies Addressed: **PH: 2, 3**; ED 1, 2, 3, 4, 5

VII. Transportation, Land Use, and Community Planning Sector

Transportation systems, development patterns, and community design and planning decisions all can have profound effects on physical activity. Almost three quarters of Americans feel they currently have no choice but to drive as much as we do. However, Active transportation, such as walking, biking, or using public transportation, people can lead healthier, more active lives. Through changes to improve our communities, we can provide access to essential destinations and facilitate safe, active transportation that is accessible to all people. Federal regulations surrounding land use, access to public transportation, alternative transportation mode splits for students, and incorporation of complete streets and other bicycle and pedestrian friendly infrastructure will be vital as the plan advances.

H.AMDT. 43 to 1388

Serve America Act

Rep Kilroy, Mary Jo [D-OH-15]

Amendment provides for volunteers to supervise physical education classes at elementary and secondary schools; provide nutrition education to students, and supervise, organize, and manage after school physical activity/education programs; and provides services to elderly people through food deliveries, legal and medical services provided in the home, and transportation.

3/18/2009 Amendment (A006) offered by Ms. Kilroy. (consideration: CR H3594-3595, H3602-3603; text: CR H3594) On agreeing to the Kilroy amendment (A006) Agreed to by recorded vote: 372 - 57 (Roll no. 136). Act signed by the President on 4/21/09

Strategies Addressed: **TR: 2, 4**; HC: 3; ED: 1, 2, 3, 4, 5; PR 1, 3; VN: 1

HR734/S841

Pedestrian Safety Enhancement Act of 2009

Rep Towns, Edolphus [D-NY-10]/Sen Kerry, John F. [D-MA]

Calls for establishment of a motor vehicle safety standard that provides for a means of alerting blind and other pedestrians of motor vehicle operation.

4/21/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Commerce, Science, and Transportation.

Strategies Addressed: **TR: 2, 3, 4**

HR863

To amend the Internal Revenue Code of 1986 to allow employees to receive transportation fringe benefits for the same month both in the form of transit passes and reimbursement of bicycle commuting expenses.

Rep Blumenauer, Earl [D-OR-3]

Amends the IRS code to allow employees to receive transportation fringe benefits for the same month both in the form of transit passes and reimbursement of bicycle commuting expenses.

2/4/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

Strategies Addressed: **TR: 2, 4**

HR915

FAA Reauthorization Act of 2009

Rep Oberstar, James L. [D-MN-8]

Current legislation is amended by adding the following use of funds: a project to construct secure bicycle storage facilities that are to be used by passengers at the airport and that are in compliance with applicable security standards.

6/1/2009 Referred to Senate committee. Status: Received in the Senate and Read twice and referred to the Committee on Commerce, Science, and Transportation.

Strategies Addressed: TR: 1, 2, 4

HR1443/S584

Complete Streets Act of 2009 (Complete Streets)

Rep Matsui, Doris O. [D-CA-5]/Sen Harkin, Tom [D-IA-]

Requires each state to have in effect within two years a law, or each state DOT and all MPO's an explicit policy statement, that requires all federally-funded transportation projects, with certain exceptions, to accommodate the safety and convenience of all users in accordance with certain complete streets principles. Defines "complete streets principles" as transportation laws, policies, or principles which ensure that the safety and convenience of all users of a transportation system, including pedestrians and bicyclists (among others), are accommodated in all phases of project planning and development.

3/12/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Highways and Transit/3/12/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Environment and Public Works.

Strategies Addressed: TR: 2, 4

HR1589

Bullying and Gang Reduction for Improved Education Act

Rep Sanchez, Linda T. [D-CA-39]

Amends the Elementary and Secondary Education Act of 1965 to allow local entities to use Safe and Drug-Free Schools and Communities grants for non-infrastructure Safe Routes to School programs. States that in addition to fostering a safe and drug-free learning environment, such a program should facilitate healthy, physically active lifestyles. Makes local park and recreation agencies eligible for funding under the program's mentoring programs for children

5/14/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Early Childhood, Elementary, and Secondary Education.

Strategies Addressed: TR: 2; ED: 1, 3, 5, 6; PR: 2, 3, 4;

HR1780

Smart Planning for Smart Growth Act of 2009

Rep Matsui, Doris O. [D-CA-5]

Requires states and metropolitan planning organizations in areas where population exceeds 200,000 to submit goals and plans for reducing transportation-related greenhouse gas emissions and plans. Includes Updates to zoning and other land use regulations and plans to support development that (among others) promotes walking, bicycling, and public transportation use.

3/30/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: TR: 1, 2, 3, 4

HR2454/HR2998

American Clean Energy and Security Act of 2009 (Energy Bill)

Rep Waxman, Henry A. [D-CA-30]

Each State that develops targets and strategies required under clause (i) shall demonstrate progress in stabilizing and reducing transportation-related greenhouse gas emissions in such State. The targets and strategies shall, at a minimum--include efforts to increase public transportation ridership; and include efforts to increase walking, bicycling, and other forms of nonmotorized transportation.

7/7/2009 Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 97 / 7/23/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.

Strategies Addressed: TR: 1,2,3,4

HR2724

National Transportation Objectives Act of 2009

Rep Holt, Rush D. [D-NJ-12]

Includes (among others) national transportation performance targets to meet specified objectives, including to triple walking, biking, and public transportation use.

6/5/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Railroads, Pipelines, and Hazardous Materials.

Strategies Addressed: TR: 1,2,3,4

HR3271

Green Routes to Work Act

Rep Blumenauer, Earl [D-OR-3]

Amends the IRS Code to encourage use of transit and bicycle commuting.

7/21/2009 Referred to the Committee on Ways and Means, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Strategies Addressed: TR: 2, 3, 4; BI: 2, 3

HR4021

Safe Routes to High Schools Act

Rep Blumenauer, Earl [D-OR-3]

Amends the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) to include high school students as beneficiaries of the safe routes to school program. Requires states to give priority to projects for primary and middle schools and to projects that propose to serve a combination of at least one primary, middle, and high school within the same school district.

11/5/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Highways and Transit.

Strategies Addressed: **TR: 2, 3, 4;** ED: 5;

HR4287

Enhancing Livability for All Americans Act of 2009

Rep Cohen, Steve [D-TN-9]

Establish a program to award competitive grants to eligible entities to assist in capital investments in surface transportation projects with a significant impact on enhancing the livability in a region, metropolitan area, community, or neighborhood; and to assist communities in developing strategic growth plans that provide a vision and goals for development over a minimum 20-year period and integrate long-term innovative transportation and land use planning. Includes several references to bicycling and walking.

12/14/2009 Referred to House subcommittee. Status: Referred to the Subcommittee on Railroads, Pipelines, and Hazardous Materials.

Strategies Addressed: **TR: 1, 2, 4**

HR4722

Active Community Transportation Act of 2010

Rep Blumenauer, Earl [D-OR-3]

Directs the Secretary of Transportation to carry out an active transportation investment program to encourage a mode shift to active transportation within selected communities that have development plans that provide safe and convenient opportunities to travel by bicycling and walking. Requires the Secretary to make grants to communities through local or regional governmental organizations, multi-county special districts, or Indian tribes to carry out active transportation (bicycling and walking) infrastructure projects that connect people with public transportation, workplaces, residences, businesses, recreation areas, and other community activity centers.

3/3/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Highways and Transit.

Strategies Addressed: **TR: 1, 2, 3**

HR5209

Healthy Communities through Helping to Offer Incentives and Choices to Everyone in Society Act of 2010

Rep Kind, Ron [D-WI-3]

Revises federal health law to address obesity, including (among others) programs to promote healthy eating behaviors and physical activity. Sets forth provisions to expand physical activity through: (1) programs to connect children and families with the outdoors; (2) guidelines for physical education in elementary and secondary schools; (3) inclusion of physical education as a core academic subject in schools; (4) tax incentives for employer provided membership to athletic or fitness facilities; and (5) enrichment programs, such as summer camps, for children on Indian reservations and tribal lands. Authorizes the Secretary of Transportation (DOT) to make grants to assist local planning decisions and policies that increase the access of individuals to physical activity. Expands the program to provide safe routes to schools to include high school students. Authorizes the Secretary of Health and Human Services (HHS), acting through the National Center for Health Statistics, to provide for the: (1) collection of data for determining the fitness levels and energy expenditures of children and youth; and (2) analysis of data collected as part of the National Health and Nutrition Examination Survey and other data sources.

6/18/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Department Operations, Oversight, Nutrition and Forestry.

Strategies Addressed: **TR: 2, 3, 4;** BI: 3, 4; ED: 1, 2; PR: 1, 4, 6

S3124

Healthy Living Starts Early Act of 2010

Sen Klobuchar, Amy [D-MN]

Amends the Child and Adult Care Food Program (CACFP) to (among others) require the Secretary to encourage participants to provide children with daily opportunities for age-appropriate moderate to vigorous-intensity physical activity and limit children's use of electronic media; and require the Secretary to provide technical assistance and guidance to participants in complying with these requirements.

3/16/2010 Referred to Senate committee. Status: Read twice and referred to the Committee on Agriculture, Nutrition, and Forestry.

Strategies Addressed: **TR: 1, 2, 3, 4;** ED 1, 2, 3, 4, 5, 6; PR 1, 3, 4

VIII. Volunteer and non-profit

Volunteer and non-profit organizations have long been recognized as “a source of social cohesion, a laboratory of innovation, and a continually adaptable means of responding to emerging ideas, needs, and communal opportunities.” They have been in the forefront of developing and promoting physical activity recommendations and programs. The unique characteristics of volunteer and non-profit organizations and their history of involvement in encouraging physically active lifestyles make them well qualified to mobilize public action in pursuit of the goals of the National Plan.

H.AMDT. 43 to 1388

Serve America Act

Rep Kilroy, Mary Jo [D-OH-15]

Amendment provides for volunteers to supervise physical education classes at elementary and secondary schools; provide nutrition education to students, and supervise, organize, and manage after school physical activity/education programs; and provides services to elderly people through food deliveries, legal and medical services provided in the home, and transportation.

3/18/2009 Amendment (A006) offered by Ms. Kilroy. (consideration: CR H3594-3595, H3602-3603) On agreeing to the Kilroy amendment (A006) Agreed to by recorded vote. Act signed by the President on 4/21/09

Strategies Addressed: **VN: 1**; HC: 3; ED: 1, 2, 3, 4, 5; PR 1, 3; TR: 2, 4

HR2276/S1503

Improved Nutrition and Physical Activity (IMPACT) Act

Rep Bono Mack, Mary [R-CA-45]/ Sen Gillibrand, Kirsten E. [D-NY]

Permits states to use preventive health and health services block grants for activities and community education programs designed to address and prevent overweight, obesity, and eating disorders through programs to promote healthy eating, exercise habits, and behaviors and emotional and social wellness.

5/6/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce. /

7/22/2009 Referred to Senate committee. Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Strategies Addressed: **VN: 1**; PH 3, 4; ED: 3, 5, 7; HC:1, 3, 5, 6; BI: 2; MM: 1, 2, 3, 7, 8; PR: 1, 2, 3

HR3144

Healthy Communities Act of 2009

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to include five-year grants to community partnerships for programs to combat obesity. Requires a community obesity prevention program to address all the different components of fighting obesity including "physical exercise and a physical activity environment" and "education to provide to the community information about the importance of eating healthily and maintaining a balanced diet and of being physically fit and to provide strategies for addressing varying individual capabilities to attain physical fitness" and to utilize the National Institutes of Health's (NIH's) Ways to Enhance Children's Activity and Nutrition (We Can) program and curriculum to guide the program.

7/9/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **VN:1**; ED: 1, 3, 5, 6; HC: 2, 3, 6; BI: 2; PH: 2, 3, 4; PR: 1

HR3851/S1810

Physical Activity Guidelines for Americans Act of 2009

Rep Gordon, Bart [D-TN-6]

Requires a review and revision if necessary of the Physical Activity Guidelines on a five year basis. Requires any federal agency that proposes to issue any physical activity guidance for the general population or identified subgroups to submit the text of such guidance to for review.

9/22/2009 Referred to House committee. Status: Referred to the House Committee on Ways and Means.

Strategies Addressed: **VN: 1**; PH: 3, 5; HC: 6; MM 3, 4

HR3894

To amend the Public Health Service Act to authorize a community-based overweight and obesity prevention program.

Rep Dahlkemper, Kathleen A. [D-PA-3]

Amends the Public Health Service Act to to establish a community-based overweight and obesity prevention program under which grants shall be awarded to, or contracts entered with, eligible entities to plan and implement evidence-based programs for the prevention of overweight and obesity among children and their families through improved nutrition and increased physical activity. Sets the period of a grant or contract at five years, subject to renewal.

10/20/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **VN: 1**; BI: 2; HC: 2, 3, 6; ED: 1, 3, 5, 6; PH: 2, 3, 4; PR: 1

HR3970

Medical Rights and Reform Act of 2009

Rep Kirk, Mark Steven [R-IL-10]

Amends the Public Health Service Act to award grants (local education agencies are included among possible recipients) to promote prevention and wellness programs to prevent chronic diseases; and encourage states to work with insurance companies to encourage the participation of individuals and families in prevention and wellness programs.

10/21/2009 Referred to House committee. Status: Referred to the House Committee on Energy and Commerce.

Strategies Addressed: **VN: 1**; HC: 1, 2, 3, 4, 6; BI: 2; ED: 1, 3, 5, 6; PH: 2, 3, 4 PR: 1

HR4452

Lifelong Improvements in Food and Exercise (LIFE) Act

Rep Norton, Eleanor Holmes [D-DC]

Amends the Public Health Service Act to carry out a national program to conduct and support activities regarding individuals who are overweight or obese in order to make progress toward the goal of significantly reducing obesity in the United States. Requires such activities to include: (1) training health professionals; (2) educating the public; and (3) developing and demonstrating intervention strategies for use at worksites and in community settings.

2/23/2010 Referred to House subcommittee. Status: Referred to the Subcommittee on Healthy Families and Communities.

Strategies Addressed: **VN: 1**; ED: 1, 3, 5, 6; BI:1, 2, 3, 4; HC: 2, 3, 5, 6; PH: 2, 3, 4; PR: 1; MM: 2, 3 Rep Bono Mack, Mary [R-CA-45]/ Sen Gillibrand, Kirsten E. [D-NY]

Sector Name Abbreviations

Business and Industry: B&I

Education: ED

Healthcare: HC

Mass Media: MM

Parks, Recreation, Fitness and Sports

Public Health: PH

Transportation: T