



127th MAINE LEGISLATURE

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Legislative Document

No. 933

S.P. 324

In Senate, March 17, 2015

**An Act To Implement the Recommendations of the Task Force To
End Student Hunger in Maine**

(EMERGENCY)

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST
Secretary of the Senate

Presented by Senator ALFOND of Cumberland.
Cosponsored by Representative HICKMAN of Winthrop and
Senators: GERZOFSKY of Cumberland, JOHNSON of Lincoln, LANGLEY of Hancock,
MILLETT of Cumberland, MIRAMANT of Knox.

1 (2) One member from a statewide or regional organization dedicated to
2 alleviating child hunger;

3 (3) One member from a statewide or regional organization that runs a food
4 pantry; and

5 (4) One member who is a food service director in a municipality or school
6 administrative unit that uses the United States Department of Agriculture
7 community eligibility provision, as provided in 42 United States Code, Section
8 1759a(a)(1)(F);

9 D. Four public members appointed by the Speaker of the House:

10 (1) One member from a statewide or regional farm organization;

11 (2) One member from a statewide or regional organization that runs a school
12 food program for students in at-risk areas;

13 (3) One member who is a superintendent of a school administrative unit; and

14 (4) One member who is an elected official in a municipality that participates in
15 the United States Department of Agriculture community eligibility provision, as
16 provided in 42 United States Code, Section 1759a(a)(1)(F);

17 E. Two public members appointed by the Governor each of whom is a parent of a
18 child who has used or is using free or reduced-price student meal programs;

19 F. The commissioner or the commissioner's designee; and

20 G. The Commissioner of Health and Human Services or the commissioner's
21 designee.

22 **2. Chairs.** For the first 2 years of the commission, the first-named Senate member is
23 the Senate chair and the first-named House of Representatives member is the House
24 chair. In subsequent years, the chair of the commission must be elected by the members
25 of the commission at the first meeting of each year.

26 **3. Appointments; vacancies; quorum.** A nonlegislative member of the
27 commission must be appointed for a 2-year term. A member may continue to serve until
28 the member's replacement is appointed. When a vacancy exists, the appointing authority
29 shall appoint a new member from the same category as the member vacating the
30 commission. A quorum consists of 12 members.

31 **4. Duties; funding.** The commission shall meet at least 2 and no more than 4 times
32 per year. The commission shall work to implement the 5-year plan to end student hunger
33 developed by the Task Force To End Student Hunger in Maine pursuant to Resolve 2013,
34 chapter 107, shall monitor the plan and shall update it if necessary. In addition, the
35 commission may conduct public meetings throughout the State to highlight the issue of
36 student hunger. Every one or 2 years the commission may conduct a statewide summit of
37 state leaders regarding ending student hunger. The commission shall provide advice
38 regarding the responsibilities of and supervision of the hunger coordinators in their
39 working across the State and performing the following functions within school
40 administrative units and communities:

1 A. Compile and analyze data to identify opportunities to increase food security and
2 the progress made in decreasing student hunger;

3 B. Raise awareness of food insecurity and of opportunities and best practices to
4 decrease food insecurity;

5 C. Assist school board and school food service directors and community leaders in
6 understanding, applying for and complying with the requirements of the child
7 nutrition programs offered by the United States Department of Agriculture and
8 understanding the effect of the programs on students, schools and communities; and

9 D. Report by November 15th each year to the commission on food insecurity in
10 communities and school administrative units and the progress made in decreasing
11 student hunger.

12 **5. Staff assistance.** The Legislative Council shall provide necessary staffing
13 services to the commission, except that the Legislative Council support is not authorized
14 when the Legislature is in regular or special session. In addition, the commission may
15 contract for administrative, professional and clerical services if funding permits.

16 **6. Report; legislation.** By January 10th each year, the commission shall submit to
17 the joint standing committee of the Legislature having jurisdiction over education matters
18 a report that includes findings and recommendations for action to eliminate student
19 hunger. The commission is authorized to submit to the Legislature legislation as the
20 commission may determine to be appropriate.

21 **Sec. A-3. Appropriations and allocations.** The following appropriations and
22 allocations are made.

23 **LEGISLATURE**

24 **Commission To End Student Hunger**

25 Initiative: Allocates funds for the Commission To End Student Hunger, including 4
26 hunger coordinators.

27	OTHER SPECIAL REVENUE FUNDS	2014-15	2015-16
28	All Other	\$500	\$500
29			
30	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$500</u>	<u>\$500</u>

31 **PART B**

32 **Sec. B-1. 20-A MRSA §15681-A, sub-§4,** as amended by PL 2013, c. 595, Pt.
33 C, §4, is further amended to read:

34 **4. Career and technical education costs.** Career and technical education costs in
35 the base year adjusted to the year prior to the allocation year. This subsection does not
36 apply to the 2015-16 funding year and thereafter; ~~and~~

1 eligibility provision and to make recommendations to the Department of Education and
2 the Department of Health and Human Services. The working group shall review options
3 for reconciling the differing requirements for the community eligibility provision, for
4 reimbursement under Title I of the United States Elementary and Secondary Education
5 Act of 1965, 20 United States Code, Section 6301 et seq., as amended, and for essential
6 programs and services funding and shall recommend any needed legislation, rule changes
7 or alternative solutions to address these issues. The Department of Education shall, on
8 behalf of the working group, issue a report to the Legislature and the Governor by April
9 30, 2015.

10 **Sec. C-3. Encouraging participation in federal meals and snacks**
11 **programs for students.** The Department of Education and the Department of Health
12 and Human Services shall encourage the congressional delegation of the State to make
13 participation in federal meals and snacks programs for students easier for school
14 administrative units and nonprofit organizations and to make administration of the
15 programs easier for the Department of Education and the Department of Health and
16 Human Services.

17 **Emergency clause.** In view of the emergency cited in the preamble, this
18 legislation takes effect when approved.

19 SUMMARY

20 This bill implements the recommendations of the Task Force To End Student Hunger
21 in Maine as follows.

22 1. The bill establishes the Commission To End Student Hunger, an ongoing
23 commission of 17 appointed members, which is directed to work to implement a 5-year
24 plan to end student hunger, is authorized to conduct a statewide summit of state leaders to
25 end student hunger and is required to advise 4 hunger coordinators who will assist in
26 implementing the 5-year plan.

27 2. The bill provides that the full costs of school nutrition are subsidizable costs in the
28 state education funding formula.

29 3. The bill directs the Department of Education and the Department of Health and
30 Human Services to collaborate to reduce student hunger. The bill requires the 2
31 departments to meet quarterly to collaborate on child hunger and nutrition programs. The
32 bill requires the 2 departments to provide quarterly reports to the joint standing
33 committee of the Legislature having jurisdiction over education matters and to the
34 Commission To End Student Hunger. The bill requires the 2 departments to expand
35 access to departmental data and to provide each school administrative unit and school
36 with analyses of its existing child nutrition programs and their funding and federal
37 funding not being used. The bill requires child nutrition data to be publicly available on
38 the websites of the Department of Education and the Department of Health and Human
39 Services. The bill requires the Department of Education to establish a grant program to
40 assist schools and school administrative units in ending student hunger.

1 4. The bill requires the Department of Education to convene a working group by
2 March 1, 2015 to review the opportunities and challenges of the community eligibility
3 provision administered by the United States Department of Agriculture and study best
4 practices and barriers related to the community eligibility provision and make
5 recommendations to the Department of Education and the Department of Health and
6 Human Services. The bill requires the Department of Education to submit a report to the
7 Legislature and the Governor by April 30, 2015.

8 5. The bill requires the Department of Education and the Department of Health and
9 Human Services to encourage the congressional delegation of the State to make
10 participation in federal meals and snacks programs for students easier for school
11 administrative units and nonprofit organizations and to make administration of the
12 programs easier for the departments.