



129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 359

S.P. 99

In Senate, January 24, 2019

An Act To Address Student Hunger with a "Breakfast after the Bell" Program

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

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator MOORE of Washington.
Cosponsored by Representative TUELL of East Machias and
Senators: BELLOWS of Kennebec, CLAXTON of Androscoggin, MILLETT of Cumberland,
ROSEN of Hancock, VITELLI of Sagadahoc, Representatives: GRIFFIN of Levant,
MADIGAN of Waterville.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 20-A MRSA §6602, sub-§1, ¶D** is enacted to read:

3 D. A school administrative unit with a public school in which at least 50% of
4 students qualified for a free or reduced-price lunch during the preceding school year
5 shall operate an alternative breakfast delivery service that provides breakfast after the
6 start of the school day for students at that public school. A school administrative unit
7 may opt out of the alternative breakfast delivery service if the governing board of the
8 school administrative unit holds a public hearing regarding the service and votes in
9 the affirmative that the service would not be financially or logistically viable. The
10 governing board of the school administrative unit shall post public notice in each
11 municipality in the unit of the time and location of the hearing at least 10 days before
12 the hearing. The chair of the governing board of the school administrative unit shall
13 conduct the hearing. Within 30 days of the public hearing, the governing board of the
14 school administrative unit, by majority vote, may determine that an alternative
15 breakfast delivery service is not financially or logistically viable. The department
16 shall adopt rules to implement this paragraph. Rules adopted pursuant to this
17 paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter
18 2-A.

19 **Sec. 2. Rulemaking regarding alternative breakfast delivery service.** The
20 Department of Education shall adopt rules to develop an application process and to adopt
21 standards to address evaluation criteria based on need for the funding of alternative
22 breakfast delivery services in school administrative units pursuant to the Maine Revised
23 Statutes, Title 20-A, section 6602, subsection 1, paragraph D. The department shall adopt
24 procedures to track health and academic outcomes through evaluation and data collection
25 of students and schools that participate in alternative breakfast delivery services. Rules
26 adopted pursuant to this section are routine technical rules as defined in Title 5, chapter
27 375, subchapter 2-A.

28 **Sec. 3. Appropriations and allocations.** The following appropriations and
29 allocations are made.

30 **EDUCATION, DEPARTMENT OF**

31 Initiative: Provides ongoing funding to school administrative units that operate
32 alternative breakfast delivery services that provide breakfast after the start of the school
33 day. A school administrative unit with a public school in which at least 50% of students
34 qualified for a free or reduced-price lunch during the preceding school year qualifies for
35 funding.

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37 GENERAL FUND	2019-20	2020-21
38 All Other	\$500,000	\$500,000
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40 GENERAL FUND TOTAL	\$500,000	\$500,000

SUMMARY

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This bill requires a school administrative unit with a public school in which at least 50% of students qualified for a free or reduced-price lunch during the preceding school year to operate an alternative breakfast delivery service that provides breakfast after the start of the school day for students at that public school. It also provides a process for a school administrative unit to opt out of the alternative breakfast delivery service. This bill requires the Department of Education to adopt rules to develop an application process and to adopt standards to address evaluation criteria based on need for funding assistance for alternative breakfast delivery services in school administrative units. It also requires the department to develop a means to track health and academic outcomes of students and schools that participate in alternative breakfast delivery services.