

HB0100S02 compared with HB0100

~~{Omitted text}~~ shows text that was in HB0100 but was omitted in HB0100S02

inserted text shows text that was not in HB0100 but was inserted into HB0100S02

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1

Food Security Amendments
2025 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Tyler Clancy
Senate Sponsor: Kirk A. Cullimore



2

3 **LONG TITLE**

4 **General Description:**

5 This bill ~~{ establishes a program to provide free breakfast and lunch to eligible students }~~ enacts
provisions related to school meal stigmatization and ~~{ requires participation in the Summer Electronic~~
Benefits Transfer Program } food waste.

6 **Highlighted Provisions:**

7 This bill:

- 9 ▶ defines terms;
- 10 ▶ ~~{ requires the Department of Work Force Services to participate in the Summer Electronic~~
Benefits Transfer for Children Program;}
- 12 ▶ ~~{ provides all eligible students with free breakfast and lunch; }~~
- 13 ▶ ~~{ requires the State Board of Education to reimburse each LEA for the cost of providing~~
each meal;}
- 15 ▶ ~~{ prohibits LEAs from publicly identifying or }~~ prevents a local education agency from
stigmatizing ~~{ students who cannot afford meals }~~ a student with school meal debt; and
- 17 ▶

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~~{ requires communications regarding a student's meal debt to be directed only to the student's parent or guardian. }~~

10 ▶ encourages a local education agency to reduce food waste.

11 **Money Appropriated in this Bill:**

12 None

13 **Other Special Clauses:**

14 This bill provides a special effective date.

16 ENACTS:

17 **53F-2-422** , Utah Code Annotated 1953 , Utah Code Annotated 1953

AMENDS:

25 ~~{35A-3-103, as last amended by Laws of Utah 2023, Chapter 328, as last amended by Laws of Utah 2023, Chapter 328}~~

18

19 *Be it enacted by the Legislature of the state of Utah:*

30 ~~{Section 1. Section 35A-3-103 is amended to read: }~~

31 **35A-3-103. Department responsibilities.**

The department shall:

- 33 (1) administer public assistance programs assigned by the Legislature and the governor;
- 34 (2) determine eligibility for public assistance programs in accordance with the requirements of this chapter;
- 36 (3) cooperate with the federal government in the administration of public assistance programs;
- 38 (4) administer state employment services;
- 39 (5) provide for the compilation of necessary or desirable information, statistics, and reports;
- 40 (6) perform other duties and functions required by law;
- 41 (7) monitor the application of eligibility policy;
- 42 (8) develop personnel training programs for effective and efficient operation of the programs administered by the department;
- 44 (9) provide refugee resettlement services in accordance with Section 35A-3-701;
- 45 (10) provide child care assistance for children in accordance with Part 2, Office of Child Care;
- 47 (11) provide services that enable an applicant or recipient to qualify for affordable housing in cooperation with:

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- 49 (a) the Utah Housing Corporation;
- 50 (b) the Housing and Community Development Division; and
- 51 (c) local housing authorities;
- 52 (12) administer the Medicaid Eligibility Quality Control function in accordance with 42 C.F.R. Sec. 431.812; ~~[and]~~
- 54 (13) conduct non-clinical eligibility hearings and issue final decisions in adjudicative proceedings, including expedited appeals as defined in 42 C.F.R. Sec. 431.224, for medical assistance eligibility under:
- 57 (a) Title 26B, Chapter 3, Health Care - Administration and Assistance; or
- 58 (b) Title 26B, Chapter 3, Part 9, Utah Children's Health Insurance Program~~[-]~~ ; and
- 59 (14) participate in the Summer Electronic Benefits Transfer for Children Program described in 42 U.S.C. 1762:
- 61 (a) in accordance with applicable federal law and regulation;
- 62 (b) subject to available federal funds; and
- 63 (c) subject to legislative appropriations.

20 Section 1. Section 1 is enacted to read:

21 **53F-2-422. School {Meal Program} meals.**

66 (1) As used in this section:

67 ~~{(a) {"Eligible student" means a student in kindergarten through grade 12 who qualifies for reduced-price meals based on household size and income levels under the School Breakfast Program and National School Lunch Program.}}~~

70 ~~{(b) {"National School Lunch Program" means the same as that term is defined in 7 C.F.R. Sec. 210.2.}}~~

72 ~~{(c) {"School Breakfast Program" means the same as that term is defined in 7 C.F.R. Sec. 220.2.}}~~

74 ~~{(2) {An LEA shall provide breakfast and lunch to an eligible student on a school day at no cost.}}~~

76 ~~{(3) {The State Board of Education shall reimburse an LEA for each free breakfast or lunch provided under this section in an amount equal to the difference between the federal reimbursement rates for a free meal and a reduced-price meal, as determined annually by the United States Department of Agriculture.}}~~

80 ~~{(4) {An LEA may not:}}~~

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- (a) "Education model health and wellness policy on nutrition" means state board policy emphasizing that an LEA promote efficient meal scheduling, provide adequate time for eating, and implement practices that help reduce food waste.
- 26 (b) "Share table program" means a system in a school where a student may return unopened, uneaten food or beverages to a designated location for redistribution to other students.
- 29 (2) The state board may provide guidance and support to a school implementing the food waste prevention strategies described in Subsection (5).
- 81 ~~{(a)}~~ (3) An LEA may not publicly identify or stigmatize a student unable to pay for a meal ~~{;or}~~.
- 82 ~~{(b)}~~ ~~{require a student to perform chores to pay for a meal unless the requirement applies equally to all students regardless of whether the student pays for the meal.}~~
- 84 ~~{(5)}~~ (4) ~~{Communications from an}~~ An LEA ~~{,}~~ shall direct communications regarding a student's meal debt ~~{, shall be directed}~~ only to the student's parent ~~{or guardian}~~.
- 34 (5) An LEA shall consider, where feasible, reducing food waste by:
- 35 (a) following the education model health and wellness policy on nutrition; and
- 36 (b) establishing a share table program.

37 Section 2. **Effective date.**

This bill takes effect on ~~{May 7,}~~ July 1, 2025.

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