

**SCHOOL MEALS PROGRAM AMENDMENTS**

2020 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Dan N. Johnson**

Senate Sponsor: Lyle W. Hillyard

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**LONG TITLE**

**⚡→ [Committee Note:**

~~———— The Education Interim Committee recommended this bill.~~

~~———— Legislative Vote: 11 voting for 0 voting against 8 absent] ⚡→~~

**General Description:**

This bill amends provisions related to funding and reporting requirements regarding school meals.

**Highlighted Provisions:**

This bill:

▶ amends provisions to broaden the use of school lunch revenues to school meals; **⚡→ and**

**⚡→**

▶ **⚡→ [imposes certain reporting requirements on local education agency governing boards regarding school breakfast; and] ⚡→**

▶ makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**32B-2-304**, as last amended by Laws of Utah 2019, Chapter 403

**53E-3-510**, as last amended by Laws of Utah 2019, Chapter 186

H.B. 16



90 [~~lunches~~] meals and a school [~~lunch~~] meals program in the state's [~~school districts~~] LEAs in  
 91 accordance with standards established by the state board.

92 (2) (a) The state board shall apportion the [~~revenue~~] school meals program revenues  
 93 according to the number of school children receiving school [~~lunches~~] meals in each [~~school~~  
 94 ~~district~~] LEA.

95 (b) The state board and [~~local school~~] LEA governing boards shall employ staff to  
 96 administer and supervise the school [~~lunch~~] meals program and purchase supplies and  
 97 equipment.

98 (3) The costs of the school [~~lunch~~] meals program shall be included in the state board's  
 99 annual budget.

100 Section 3. Section **53G-9-205** is amended to read:

101 **53G-9-205. School Breakfast Program -- Review of nonparticipants -- Reporting.**

102 (1) (a) [~~Each local school~~] Beginning with the 2020-21 academic year, each LEA  
 103 governing board shall[, ~~at least once every three years,~~] annually review each [~~elementary~~]  
 104 school in [~~its district~~] the LEA governing board's authority that does not participate in the  
 105 School Breakfast Program as to the school's reasons for nonparticipation.

106 ~~§→ (b) (i) If the [local school] governing board determines that there are valid reasons for~~  
 107 ~~the school's nonparticipation, [no further action is needed] the LEA governing board shall~~  
 108 ~~report the reasons for the school's nonparticipation to the state board.~~

109 ~~——(ii) (b) ←§~~ Reasons for nonparticipation may include a recommendation from the respective  
 110 school community council authorized under Section 53G-7-1202 or [~~a similar group of parents~~  
 111 and school employees that the school should not participate in the program] charter trust land  
 112 council established under Section 53G-7-1205.

113 [~~(2) (a) After two nonparticipation reviews, a local school board may, by majority vote,~~  
 114 ~~waive any further reviews of the nonparticipatory school.~~]

115 [~~(b) A waiver of the review process under Subsection (2)(a) does not prohibit~~  
 116 ~~subsequent consideration by the local school board of an individual school's nonparticipation in~~  
 117 ~~the School Breakfast Program.~~]

118 [~~(3) (2)~~] (2) The requirements of this section shall be nullified by the termination of the  
 119 entitlement status of the School Breakfast Program by the federal government.