

## Senate Bill No. 59

### CHAPTER 1

An act to amend Section 49550.3 of the Education Code, relating to schools.

[Approved by Governor April 21, 1995. Filed with Secretary of State April 21, 1995.]

#### LEGISLATIVE COUNSEL'S DIGEST

SB 59, Killea. School breakfast program.

Under existing law, the State Department of Education is required to provide additional information and financial assistance to schools in the state selected on specified criteria, including schools in which 40% or more of the school enrollment consists of children who have applied for free and reduced-price meals.

This bill would change the latter criterion to schools in which 30% or more of the school enrollment consists of children who have applied and qualify for free and reduced-price meals.

*The people of the State of California do enact as follows:*

SECTION 1. Section 49550.3 of the Education Code is amended to read:

49550.3. (a) The Legislature recognizes that the 1991-92 fiscal year budget reductions may result in more children coming to school hungry. Because a hungry child cannot learn, the Legislature intends, as a state nutrition and health policy, that the School Breakfast Program be made available in all schools where it is needed to provide adequate nutrition for children in attendance.

(b) The State Department of Education shall, in cooperation with school districts and county superintendents of schools, provide information and limited financial assistance to encourage program startup and expansion into all qualified schools, as follows:

(1) Provide information to school districts and county superintendents of schools concerning the benefits and availability of the School Breakfast Program.

(2) Each year, provide additional information and financial assistance to schools in the state, selected on the following criteria:

(A) Thirty percent or more of the school enrollment consists of children who have applied and qualify for free and reduced-price meals.

(B) The school does not currently participate in the School Breakfast Program.



(C) The school has not been awarded federal startup funds to initiate a school breakfast program.

(c) The department shall award grants of up to ten thousand dollars (\$10,000) per schoolsite on a competitive basis to school districts and county superintendents of schools, limited to a total of five hundred thousand dollars (\$500,000) in the 1991–92 fiscal year, and limited to an amount subject to budget appropriations in each of the 1992–93, 1993–94, 1994–95, and 1995–96 fiscal years, for nonrecurring expenses incurred in initiating a school breakfast program under this section.

(d) Grants awarded under this section shall be used for nonrecurring costs of initiating a school breakfast program, including the acquisition of equipment, training of staff in new capacities, outreach efforts to publicize new school breakfast programs, and minor alterations to accommodate new equipment. Funds may not be used for salaries and benefits of staff, food, computers, capital outlay, or expansion of existing school breakfast programs.

(e) In making grant awards under this section in any fiscal year, the department shall give a preference to school districts and county superintendents of schools that do all of the following:

(1) Submit to the department a plan to start school breakfast programs in the district or the county, including a description of the following:

(A) The manner in which the district or county will provide technical assistance and funding to schoolsites to expand those programs.

(B) Detailed information on the nonrecurring expenses needed to initiate a program.

(C) Public or private resources that have been assembled to carry out expansion of these programs during that year.

(2) Agree to operate the breakfast program established for a period of not less than three years.

(3) Assure that the expenditure of funds from state and local resources for the maintenance of the breakfast program shall not be diminished as a result of grant awards received under this section.

