

HOUSE BILL 1199

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7lr3136

By: **Delegates Hixson and N. King**

Introduced and read first time: February 21, 2007

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Meals for Achievement In-Classroom Breakfast Program –**
3 **Eligibility**

4 FOR the purpose of altering the criteria used to determine whether a school qualifies
5 to participate in the Meals for Achievement In-Classroom Breakfast Program;
6 and generally relating to the Meals for Achievement In-Classroom Breakfast
7 Program.

8 BY repealing and reenacting, with amendments,
9 Article – Education
10 Section 7–704
11 Annotated Code of Maryland
12 (2006 Replacement Volume)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article – Education**

16 7–704.

17 (a) In this section, “Program” means the Maryland Meals for Achievement
18 In-Classroom Breakfast Program.

19 (b) (1) There is a school breakfast program in the State, known as the
20 Maryland Meals for Achievement In-Classroom Breakfast Program.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) The Program is a joint effort of the Department and the county
2 boards or sponsoring agencies for eligible nonpublic schools.

3 (c) (1) The purpose of the Program is to provide funding for a school that
4 makes an in-classroom breakfast available to all students in the school.

5 (2) The funding is intended to complement the funding received by a
6 school from the federal government for a school breakfast program.

7 (d) The Department shall:

8 (1) Develop an application form for a school that desires to participate
9 in the Program;

10 (2) Ensure that the schools that participate in the Program represent
11 geographic and socioeconomic balance statewide;

12 (3) Ensure that a school that participates in the Program is a school at
13 which at least [40%] **35%** of the registered students are eligible for the federal free or
14 reduced price meal program;

15 (4) Select schools to participate in the Program, ensuring that an
16 annual evaluation of the Program is conducted by the Department;

17 (5) Annually review and set the meal reimbursement rate for schools
18 that participate in the Program to complement the federal meal reimbursement rate
19 determined under § 7-703 of this subtitle; and

20 (6) Disburse the Program funds to the county board or the sponsoring
21 agency.

22 (e) A county board or a sponsoring agency for an eligible nonpublic school
23 shall:

24 (1) Apply to the Department for funds for schools within the
25 jurisdiction of the board or for schools that are under the sponsoring agency that:

26 (i) Are eligible to participate in the Program; and

27 (ii) Apply to the board or to the sponsoring agency to participate
28 in the Program; and

1 (2) Submit an annual report to the Department on the Program,
2 including the manner in which the funds have been expended.

3 (f) A school that participates in the Program shall:

4 (1) Implement an in-classroom breakfast program in which all
5 students in the school may participate regardless of family income;

6 (2) Serve a breakfast that meets the guidelines of the Department and
7 the nutritional standards of the United States Department of Agriculture for schools
8 that participate in the federal school breakfast program;

9 (3) Serve the breakfast in the classroom upon the arrival of students
10 to the school;

11 (4) Collect the data that the county board or the sponsoring agency
12 and the Department require from participants in the Program; and

13 (5) Submit an annual report to the county board or the sponsoring
14 agency.

15 (g) The employee organization that is the exclusive representative of the
16 certificated public school employees of a county board and the employee organization
17 that is the exclusive representative of the noncertificated employees of a county board
18 and the county board shall negotiate the terms of the participation of the employees in
19 the Program.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2007.