

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Greenstein offered the following:

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3 **Amendment (with title amendment)**

4 Remove the entire body and insert:

5 Section 1. Children's summer nutrition program.--

6 (1) This section may be referred to by the popular name
7 the "Ms. Willie Ann Glenn Act."

8 (2) By May 1, 2005, each school district shall develop a
9 plan to sponsor at least one summer nutrition program to operate
10 in the school district for at least 40 consecutive days during
11 the summer months. The summer nutrition program shall operate to
12 the extent possible within 5 miles of an elementary school at
13 which 50 percent or more of the students are eligible for free
14 or reduced-price school meals, unless the school board requests
15 an exemption.

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16 (3)(a) If a school board intends to be exempt from the
17 requirement to operate a summer nutrition program, it must
18 include the issue on an agenda at a regular or special school
19 board meeting that is publicly noticed, provide residents an
20 opportunity to participate in the discussion, and vote on
21 whether to be exempt from this section. The school board shall
22 notify the Commissioner of Education within 10 days after it
23 decides to become exempt from this section.

24 (b) Each year the school board shall reconsider its
25 decision and shall vote on whether to continue the exemption
26 from sponsoring a summer nutrition program. The school board
27 shall notify the Commissioner of Education within 10 days after
28 each subsequent year's decision whether to continue the
29 exemption.

30 (c) If a school board elects to be exempt from sponsoring
31 a summer nutrition program under this section, the school board
32 may encourage not-for-profit entities to sponsor the program. If
33 a not-for-profit entity chooses to sponsor the summer nutrition
34 program but fails to perform with regard to the program, the
35 district school board, the district, and the Department of
36 Education are not required to continue the program and shall be
37 held harmless from any liability arising from the
38 discontinuation of the summer food program.

39 (4) The superintendent of schools may collaborate with
40 municipal and county governmental agencies and private,
41 nonprofit leaders in implementing the plan. Although schools
42 have proven to be the optimal site for a summer food program,
43 any nonprofit organization may serve as a site or sponsor. By

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44 April 15 of each year, each participating school district shall
45 report to the department the district's summer food sites in
46 compliance with this section.

47 (5) The department shall provide to each school district
48 by February 15 of each year a list of local organizations that
49 have filed letters of intent to participate, so that a school
50 district can determine how many sites are needed to serve the
51 children and where to place each site.

52 Section 2. This act shall take effect July 1, 2004.

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55 ===== T I T L E A M E N D M E N T =====

56 Remove the entire title and insert:

57 A bill to be entitled

58 An act relating to children's summer nutrition program;
59 providing a popular name; requiring each school district
60 to develop a plan to sponsor at least one summer nutrition
61 program by a specified date; providing for criteria for
62 the summer nutrition program; providing that a school
63 board may choose to be exempt from operating a summer
64 nutrition program; providing procedures for the school
65 district to become exempt; directing the school board to
66 notify the Commissioner of Education of its decision;
67 requiring a school board to reconsider its decision each
68 year; authorizing a not-for-profit entity to sponsor the
69 summer nutrition program; providing that a superintendent
70 of schools may collaborate with specified agencies to
71 implement a summer food nutrition program; directing the

HOUSE AMENDMENT

Bill No.HB 1115 CS

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72 Department of Education to provide each school district
73 with a list of organizations intending to participate by a
74 specified date; providing an effective date.
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