

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

.
.
.
.

Representative Greenstein offered the following:

Substitute Amendment for Amendment (627863) (with title amendment)

Between line(s) 120 and 121 insert:

Section 4. Children's summer nutrition program.--

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

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

960301

Amendment No. (for drafter's use only)

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

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

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

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

960301

Amendment No. (for drafter's use only)

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

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

53
54 ===== T I T L E A M E N D M E N T =====

55 Remove line(s) 20 and insert:
56 expenditure reporting; requiring each school district to develop
57 a plan to sponsor at least one summer nutrition program by a
58 specified date; providing for criteria for the summer nutrition
59 program; providing that a school board may choose to be exempt
60 from operating a summer nutrition program; providing procedures
61 for the school district to become exempt; directing the school
62 board to notify the Commissioner of Education of its decision;
63 requiring a school board to reconsider its decision each year;
64 authorizing a not-for-profit entity to sponsor the summer
65 nutrition program; providing that a superintendent of schools
66 may collaborate with specified agencies to implement a summer
67 food nutrition program; directing the Department of Education to
68 provide each school district with a list of organizations
69 intending to participate by a specified date; providing an
70 effective date.