

By Senator Wise

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1 A bill to be entitled

2 An act relating to school food service programs; amending
3 s. 1006.06, F.S.; requiring the expansion of school
4 district breakfast programs to middle and high schools;
5 specifying requirements for the provision of universal
6 free school breakfast; providing procedures for school
7 breakfast programs and requiring information to be
8 communicated to students and parents; authorizing the
9 Department of Education to develop an incentive program to
10 encourage student participation; providing an effective
11 date.

12
13 Be It Enacted by the Legislature of the State of Florida:

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15 Section 1. Subsection (5) of section 1006.06, Florida
16 Statutes, is amended to read:

17 1006.06 School food service programs.--

18 (5) (a) Each district school board shall implement school
19 breakfast programs in all elementary schools which shall ~~that~~
20 make breakfast available to all students in the schools. By the
21 beginning of the 2010-2011 school year, each district school
22 board shall expand its school breakfast programs to make
23 breakfast available to all students in its middle and high
24 schools. ~~kindergarten through grade 6 in each district school,~~
25 ~~unless the elementary school goes only through grade 5, in which~~
26 ~~case the requirement shall apply only through grade 5. Each~~
27 ~~district school board shall implement breakfast programs in all~~
28 ~~elementary schools in which students are eligible for free and~~

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29 ~~reduced price lunch meals, to the extent specifically funded in~~
30 ~~the General Appropriations Act.~~

31 (b) By the beginning of the 2010-2011 school year:

32 1. The district school board shall provide universal free
33 breakfast to all students in each elementary, middle, and high
34 school in which 80 percent or more of students are eligible for
35 free or reduced-price meals, to the extent specifically funded in
36 the General Appropriations Act. In these schools, at least 10
37 percent of the breakfast meals shall be served at an alternative
38 site location which may include, but not be limited to,
39 "breakfast in the classroom," "Grab 'n' Go" breakfast, and
40 "breakfast on the bus."

41 2. All elementary, middle, and high school students shall:

42 a. Have permission to visit a breakfast point-of-sale,
43 receive a "Grab 'n' Go" breakfast, and eat the breakfast in the
44 classroom for a period of time of at least 15 minutes after the
45 first bell has rung if the school bus ridden by the student
46 arrives late or for a reasonable period of time that enables the
47 student to eat the breakfast if the school bus arrives after the
48 first bell has rung.

49 b. Annually receive information prepared by the district's
50 food service administration regarding the school breakfast
51 program. The information shall be communicated through school
52 announcements and written notice sent to all parents.

53 (c) A district school board may operate a breakfast program
54 providing for food preparation at the school site or in central
55 locations with distribution to designated satellite schools or
56 any combination thereof.

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57 (d) ~~(b)~~ The commissioner shall make every reasonable effort
58 to ensure that any school designated a "severe need school"
59 receives the highest rate of reimbursement to which it is
60 entitled pursuant to 42 U.S.C. s. 1773 for each free and reduced
61 price breakfast served.

62 (e) ~~(c)~~ The department shall calculate and distribute a
63 school district breakfast supplement for each school year by
64 multiplying the state breakfast rate as specified in the General
65 Appropriations Act by the number of free and reduced price
66 breakfast meals served.

67 (f) The department may develop an incentive program for
68 school districts to encourage the expansion of student
69 participation in school breakfast programs through innovative
70 means which may include, but not be limited to, rewarding schools
71 that significantly increase student participation and schools
72 that maintain a 75-percent student participation rate. To the
73 extent specifically funded in the General Appropriations Act,
74 funding shall be given to school districts according to the
75 percentage of students served.

76 (g) ~~(d)~~ The Legislature shall provide sufficient funds in
77 the General Appropriations Act to reimburse participating school
78 districts for the difference between the average federal
79 reimbursement for free and reduced price breakfasts and the
80 average statewide cost for breakfasts.

81 Section 2. This act shall take effect July 1, 2008.