

By: Rodriguez

H.B. No. 454

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the provision of free lunch and breakfast to all
3 enrolled students in certain school districts and campuses.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter Z, Chapter 33, Education Code, is
6 amended by adding Section 33.9011 to read as follows:

7 Sec. 33.9011. OPERATION OF BREAKFAST AND LUNCH PROGRAMS IN
8 CERTAIN DISTRICTS. (a) In this section, "breakfast and lunch
9 program" means the national free or reduced-price breakfast and
10 lunch program established under 42 U.S.C. Section 1751 et seq.

11 (b) If at least 60 percent of the students enrolled in a
12 school district are eligible to participate in the breakfast and
13 lunch program, the school district may seek approval to act under
14 the appropriate special assistance provision of the program that
15 allows the school district to:

16 (1) offer free breakfast and lunch to all students
17 enrolled in the district; and

18 (2) reduce administrative costs and requirements
19 associated with the program.

20 (c) If less than 60 percent of the students enrolled in a
21 school district are eligible to participate in the breakfast and
22 lunch program but at least 60 percent of the students enrolled at a
23 particular district campus are eligible to participate in the
24 program, the school district may seek approval to act under the

1 appropriate special assistance provision of the program as provided
2 by Subsection (b) on behalf of the campus.

3 (d) A school district to which Subsection (b) or (c) applies
4 may seek approval to act under the appropriate special assistance
5 provision of the breakfast and lunch program as provided by
6 Subsection (b) for:

7 (1) breakfast only;

8 (2) lunch only; or

9 (3) breakfast and lunch.

10 (e) A school district that does not have sufficient funds to
11 provide free breakfast or lunch to all students enrolled in the
12 district as provided by Subsection (b) or to all students enrolled
13 at a district campus as provided by Subsection (c) may apply to a
14 nonprofit organization, governmental entity, or other source for a
15 grant for that purpose.

16 SECTION 2. This Act applies beginning with the 2007-2008
17 school year.

18 SECTION 3. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2007.