| 1-2       (In the Senate - Filed Pebruary 4, 2013; Pebruary 11, 2013;<br>1-3 read first time and referred to Committee on Education;<br>1-4 April 18, 2013; reported adversely, with favorable Committee<br>1-5 Substitute by the following vote: Yeas 9, Nays 0; April 18, 2013;<br>1-6 sent to printer.)         1-7       COMMITTEE VOTE         1-8       Yea Nay Absent PNV         1-9       Patrick X         1-10       Lucio         1-11       Campbell         1-12       Duncan         1-13       Fakion         1-14       Seliger         1-15       Tavlor         1-16       Van de Putte         1-17       West         1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376         1-19       A BILL TO BE ENTITLED         1-20       A BILL TO BE ENTITLED         1-21       relating to breakfast for certain public school students.         1-22       SECTION 1. Section 33.901, Education Code, is amended to         1-23       SECTION 1. Section 33.901, Education Code, is as achool are         2-24       sec. 33.901. EREAKFAST PEOGRAMS. (a) If at least 10         2-25       Sec. 33.901. EREAKFAST PEOGRAMS. (a) If at least 10         2-26       precent of the students chool breakfast program do provided for by the Child Nutrition Act of         2-27       Sec. 33.901. EREAKFAST PEOG   | 1-1  | By: Lucio S.B. No. 376  |
|---|------|---|
| 1-4       April 18, 2013, reported adversely, with favorable Committee         1-5       Substitute by the following vote: Yeas 9, Nays 0; April 18, 2013,         1-7       COMMITTEE VOTE         1-8       Yea Nay Absent PNV         1-9       Patrick X         1-10       Lucio X         1-11       Campbell X         1-12       Duncan X         1-13       Patron X         1-14       Seliger X         1-15       Taylor X         1-16       Van de Putte X         1-17       West X         1-16       Van de Putte X         1-17       West         1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376         1-19       A BILL TO BE ENTITLED         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       BI IT ENACTED EY THE LEGISLATURE OF THE STATE OF TEXAS:         1-23       SECTION I. Section 33.901, Education Code, is amended to         1-24       redats follows:         1-25       Sec. 33.901. BREAKPAST FROGRAMS. [a) If at least 10         1-26       percent of the students enrolled in one or more schools in a school         1-25       sec. 33.901. BREAKPAST FROGRAMS. [a) If at least 10  | 1-2  | (In the Senate - Filed February 4, 2013; February 11, 2013,         |
| 1-5       Substitute by the following vote: Yeas 9, Nays 0; April 18, 2013,         1-6       sent to printer.)         1-7       COMMITTEE VOTE         1-8       Yea       Nay       Absent       PNV         1-9       Patrick       X       Nay       Absent       PNV         1-10       Lucio       X       Nay       Absent       PNV         1-11       Campbell       X       Nay       Absent       PNV         1-12       Duncan       X       Nay       Absent       PNV         1-13       Patton       X       Nay       Absent       PNV         1-14       Seliger       X       Nay       Absent       PNV         1-15       Taylor       X       Nay       Absent       PNV         1-16       Vande Putte       X       Nay       Absent       PNV         1-17       West       X       Nay       Absent       PAC         1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376       By: Lucio       Nay       Absent       Section         1-20       A BILL TO BE ENTITLED       Absent       PAC       Section 33.901, Education Code, is amended to       Section 177.31, the Dard for butter school arastonare   |      |   |
| 1-6       sent to printer.)         1-7       COMMITTEE VOTE         1-8       Yea       Nay       Absent       PNV         1-9       Fatrick       X       Nather Stresson       PNV         1-10       Compbell       X       Nather Stresson       Nather Stresson         1-11       Compbell       X       Nather Stresson       Nather Stresson         1-13       Batton       X       Nather Stresson       Nather Stresson         1-14       Seliger       X       Nather Stresson       Nather Stresson         1-15       Taylor       X       Nather Stresson       Nather Stresson         1-16       Van de Putte       X       Nather Stresson       Nather Stresson         1-17       West       X       Nather Stresson       Nather Stresson       Nather Stresson         1-17       West       X       Nather Stresson       Nather Stresson       Nather Stresson         1-19       A BILL TO BE ENTITLED       Nather Stresson       Nather Stresson       Nather Stresson         1-21       relating to breakfast for certain public school students.       Escriton 1.       Stresson       Stresson       Nather Stresson       Nather Stresson       Stresson       Stresson  |      |   |
| 1-8       Yea       Nay       Absent       PNV         1-10       Euclo       X   |      |   |
| 1-8       Yea       Nay       Absent       PNV         1-10       Euclo       X   |      |   |
| 1-9       Patrick       X         1-10       Lucio       X         1-11       Campbell       X         1-12       Duncan       X         1-13       Patton       X         1-14       Seliger       X         1-15       Taylor       X         1-16       Van de Putte       X         1-17       West       X         1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376       By: Lucio         1-19       A BLL TO BE ENTITLED         200       AN ACT         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:         21       relating to enables in a school         1-25       Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10         1-26       percent of the students enrolled in one or more schools in a school         22       sec. 13.901. BREAKFAST PROGRAMS. (a) If at least 10         23       school breakfast program provided for by the Child Nutrition Act of         24       eligible for free or reduced-price breakfasts under the national         25       sec. 30.901. BREAKFAST PROGRAMS. (a) If at leastool         24       <  | Τ-1/ | COMMITTEE VOTE  |
| 1-10       Lucio       X         1-11       Duncan       X         1-13       Paxton       X         1-14       Seliger       X         1-15       Taylor       X         1-16       Van de Putte       X         1-17       West       X         1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376       By: Lucio         1-19       A BILL TO BE ENTITLED         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       SECTION 1. Section 33.901, Education Code, is amended to         1-23       SECTION 1. Section 33.901, Education Code, is anended to         1-24       read as follows:       (a)       If at least 10         1-25       Sec. 33.901. BREAKFAST PROGRAMS. (a)       If at least 10         1-26       percent of the students enrolled in one or more school are the altional school are digible for free or reduced-price breakfasts under the national school areakf  | 1-8  | Yea Nay Absent PNV  |
| 1-11       Campbell       X         1-12       Duncan       X         1-13       Paxton       X         1-14       Seliger       X         1-15       Taylor       X         1-16       Van de Putte       X         1-17       West       X         1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376       By: Lucio         1-19       A BILL TO BE ENTITLED         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       BE IT ENACTED BY THE LECISLATURE OF THE STATE OF TEXAS:         1-23       SECTION 1. Section 33.901, Education Code, is amended to         2-4       read as follows:       (a)         2-5       Sec. 33.901. BREAKFAST PROGRAMS. (a)       If at least 10         2-66 (42 U.S.C. Section 1773), the board of trustees of the school are       school breakfast program provided for by the Child Nutrition Act of 13         2-10       district or enrolled in an open-enrollment charter school are       in the schools or school.         2-11       district or the governing body of [the district error] the open-enrollment charter       in the schools or school.         2-13       in which 80 percent or more of the students gualify for a free or       it the school for the school district c   |      |   |
| 1-12       Durcan       X         1-13       Paxton       X         1-14       Seliger       X         1-15       Taylor       X         1-16       Van de Putte       X         1-17       West       X         1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376       By: Lucio         1-19       A BILL TO BE ENTITLED         1-20       BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:         1-23       SECTION 1. SECTION 3.901, Education Code, is amended to         1-24       read as follows:       (a) If at least 10         1-25       Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10         1-26       percent of the students enrolled in one or more schools in a school         1-27       district or enrolled in an open-enrollment charter school shall participate in the program and make the benefits of the program available to all eligible students         1-30       D666 (42 U.S.C. Section 1773), the board of trustees of the school         1-  |      |   |
| 1-13       Paxton       X         1-14       Seliger       X         1-15       Taylor       X         1-16       Van de Putte       X         1-17       West       X         1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376       By: Lucio         1-19       A BILL TO BE ENTITLED         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:         1-23       SECTION 1. Section 33.901, Education Code, is amended to         1-24       read as follows:       (a) If at least 10         2-25       Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10         2-26       recent of the students enrolled in one or more schools in a school         2-27       district or enrolled in an open-enrollment charter school are         2-28       school breakfast program provided for by the Child Nutrition Act of         2-30       district or the governing body of [the district or]         2-31       district or school.         2-32       ba school district campus or an open-enrollment charter         2-33       poin-enrollment charter school shall participate in the program and         3       make the benefits of the program a   |      |   |
| 1-15       Seliger       X         1-15       Taylor       X         1-16       Van de Putte       X         1-17       West       X         1-17       West       X         1-17       West       X         1-17       West       X         1-19       A BILL TO BE ENTITLED         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:         23       SECTION 1. Section 33.901, Education Code, is amended to         1-25       Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10         1-26       percent of the students enrolled in one or more schools in a school         1-27       district or enrolled in an open-enrollment charter school and school listrict or enrolled in an open-enrollment charter school and participate in the program and         129       school breakfast program available to all eligible students         1-30       B66 (42 U.S.C. Section 1773), the board of trustees of the school         1-31       the school so school.         1-32       bpen-enrollment charter school shall participate in the program and         1-31       indicate the child Nutrition Act of 1966 (42 U.S.C. Section 1773)         1-33 <td></td> <td></td>   |      |   |
| 1-15       Taylor       X         1-16       Van de Putte       X         1-17       West       X         1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376       By: Lucio         1-19       A BILL TO BE ENTITLED         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:         1-23       SECTION 1. Section 33.901, Education Code, is amended to         1-24       read as follows:         1-25       Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10         26       percent of the students enrolled in on open-enrollment charter school are         213       district or enrolled in an open-enrollment charter school are         214       read as follows:       (a) If at least 10         215       sec. 33.901. Section 1773), the board of trustees of the school         216       as chool breakfast program provided for by the Child Nutrition Act of         213       in the schools or school.       (b) A school district campus or an open-enrollment charter         214       open-enrollment charter school breakfast program       provided by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773)         213       in which 80 percent or more of the students qualify for a free or <td></td> <td></td>  |      |   |
| 1-17       West       X         1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376       By: Lucio         1-19       A BILL TO BE ENTITLED<br>AN ACT         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:<br>SECTION 1. Section 33.901, Education Code, is amended to         1-24       read as follows:       Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10         1-25       Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10         1-26       percent of the students enrolled in one or more schools in a school         1-27       district or enrolled in an open-enrollment charter school are eligible for free or reduced-price breakfasts under the national         1-27       school breakfast program provided for by the Child Nutrition Act of         1-31       district or the governing body of [Lehe district or] the         1-33       make the benefits of the program available to all eligible students         1-33       in the schools or school.         1-35       (b) A school district campus or an open-enrollment charter         36       n which 80 percent or more of the students qualify for a free or         1-34       in the commissioner shall grant a waiver of the free         1-35       (b) A school district campus or an open-enrollment charter </td <td></td> <td></td>   |      |   |
| 1-18       COMMITTEE SUBSTITUTE FOR S.B. No. 376       By: Lucio         1-19       A BILL TO BE ENTITLED         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:         1-23       SECTION 1. Section 33.901, Education Code, is amended to         1-24       read as follows:         1-25       Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10         1-26       percent of the students enrolled in one or more schools in a school         1-27       district or enrolled in an open-enrollment charter school are         1-28       eligible for free or reduced-price breakfasts under the national         1-29       open-enrollment charter school shall participate in the program and         1-31       district or the governing body of [the district carp and provided by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773)         1-33       in the schools or school.       1.51         1-34       b) A school district campus or an open-enrollment charter         35       student.       1.60         36       D achool district campus or an open-enrollment charter         37       rovided by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773)         38       in which 80 percent or more of the students qualify fo   |      |   |
| 1-19       A BILL TO BE ENTITLED         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:         1-23       SECTION 1. Section 33.901, Education Code, is amended to         1-24       read as follows:         1-25       Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10         1-26       percent of the students enrolled in one or more schools in a school         1-27       district or enrolled in an open-enrollment charter school are         1-28       school breakfast program provided for by the Child Nutrition Act of         1-30       1966 (42 U.S.C. Section 1773), the board of trustees of the school         1-31       district or the governing body of Ithe district or all the         1-33       make the benefits of the program available to all eligible students         1-34       in the school sor school.         1-35       (b) A school district campus or an open-enrollment charter         1-34       provided by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773)         1-35       reduced-price breakfast shall offer a free breakfast to each         1-37       reduced-price breakfast shall offer a free breakfast to the free         1-42       breakfast requirements under Subsection (b), not to exceed one  | 1-17 | West X  |
| 1-19       A BILL TO BE ENTITLED         1-20       AN ACT         1-21       relating to breakfast for certain public school students.         1-22       BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:         1-23       SECTION 1. Section 33.901, Education Code, is amended to         1-24       read as follows:         1-25       Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10         1-26       percent of the students enrolled in one or more schools in a school         1-27       district or enrolled in an open-enrollment charter school are         1-28       school breakfast program provided for by the Child Nutrition Act of         1-30       1966 (42 U.S.C. Section 1773), the board of trustees of the school         1-31       district or the governing body of Ithe district or all the         1-33       make the benefits of the program available to all eligible students         1-34       in the school sor school.         1-35       (b) A school district campus or an open-enrollment charter         1-34       provided by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773)         1-35       reduced-price breakfast shall offer a free breakfast to each         1-37       reduced-price breakfast shall offer a free breakfast to the free         1-42       breakfast requirements under Subsection (b), not to exceed one  |      |   |
| 1-20AN ACT1-21relating to breakfast for certain public school students.1-22BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:1-23SECTION 1. Section 33.901, Education Code, is amended to1-24read as follows:1-25Sec. 33.901. BREAKFAST FROGRAMS. (a) If at least 101-26percent of the students enrolled in one or more schools in a school1-27district or enrolled in an open-enrollment charter school are1-28eligible for free or reduced-price breakfasts under the national1-29school breakfast program provided for by the Child Nutrition Act of1-31district or the governing body of Ithe district or Ithe governing body of Ithe district or1-34make the benefits of the program available to all eligible students1-35in the schools or school.1-36(b) A school district campus or an open-enrollment charter1-37provided by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773)1-38in which 80 percent or more of the students qualify for a free or1-39reduced-price breakfast shall offer a free breakfast to each1-41(c) The commissioner shall grant a waiver of the free1-43governing body of the open-enrollment charter1-44school district campus or an open-enrollment charter1-44(c) The commissioner shall grant a waiver of the free1-45request the waiver at the annual meeting of the board of trustees1-44school district campus or an open-enrollment charter1-45request the waiver at a a separate item for <td>1-18</td> <td>COMMITTEE SUBSTITUTE FOR S.B. No. 376 By: Lucio</td>   | 1-18 | COMMITTEE SUBSTITUTE FOR S.B. No. 376 By: Lucio                     |
| 1-20AN ACT1-21relating to breakfast for certain public school students.1-22BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:1-23SECTION 1. Section 33.901, Education Code, is amended to1-24read as follows:1-25Sec. 33.901. BREAKFAST FROGRAMS. (a) If at least 101-26percent of the students enrolled in one or more schools in a school1-27district or enrolled in an open-enrollment charter school are1-28eligible for free or reduced-price breakfasts under the national1-29school breakfast program provided for by the Child Nutrition Act of1-31district or the governing body of Ithe district or Ithe governing body of Ithe district or1-34make the benefits of the program available to all eligible students1-35in the schools or school.1-36(b) A school district campus or an open-enrollment charter1-37provided by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773)1-38in which 80 percent or more of the students qualify for a free or1-39reduced-price breakfast shall offer a free breakfast to each1-41(c) The commissioner shall grant a waiver of the free1-43governing body of the open-enrollment charter1-44school district campus or an open-enrollment charter1-44(c) The commissioner shall grant a waiver of the free1-45request the waiver at the annual meeting of the board of trustees1-44school district campus or an open-enrollment charter1-45request the waiver at a a separate item for <td>1 10</td> <td></td>  | 1 10 |   |
| <ul> <li>relating to breakfast for certain public school students.</li> <li>BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:</li> <li>SECTION 1. Section 33.901, Education Code, is amended to</li> <li>read as follows:</li> <li>Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10</li> <li>percent of the students enrolled in one or more schools in a school</li> <li>district or enrolled in an open-enrollment charter school are</li> <li>eligible for free or reduced-price breakfasts under the national</li> <li>district or the governing body of [the district or]</li> <li>the school breakfast program provided for by the Child Nutrition Act of</li> <li>district or the governing body of [the district or]</li> <li>the school of school.</li> <li>(b) A school district campus or an open-enrollment charter</li> <li>school participating in the national school breakfast program</li> <li>provided by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773)</li> <li>in which 80 percent or more of the students qualify for a free or</li> <li>reduced-price breakfast shall offer a free breakfast to each</li> <li>school if the board of trustees of the school district or the</li> <li>governing body of the open-enrollment charter</li> <li>school if the board of trustees of the school votes to</li> <li>reduced-price breakfast shall offer a free breakfast to each</li> <li>school if the board of trustees of the school district or the</li> <li>governing body of the open-enrollment charter school votes to</li> <li>required under Section 44.004 or an annual meeting of the board of trustees</li> <li>school for the succeeding fiscal year. Before voting to request a</li> <li>waiver under this subsection, the board of trustees or the</li> <li>governing body shall list the waiver as a separate item for</li> <li>consideration on the meeting's agenda and provide an opportunity</li> <li>for public comment regarding the waiver at the meeting.</li> <li>Section 2. It is the intent of the legislature that the</li> <li>change in law made by Section 3</li></ul>  |      |   |
| 1-22BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:1-23SECTION 1. Section 33.901, Education Code, is amended to1-24read as follows:1-25Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 101-26percent of the students enrolled in one or more schools in a school1-27district or enrolled in an open-enrollment charter school are1-28eligible for free or reduced-price breakfasts under the national1-29school breakfast program provided for by the Child Nutrition Act of1-30district or the governing body of [the district or] the1-31district or the governing body of [the district or]1-32open-enrollment charter school shall participate in the program and1-33in the schools or school.1-34(b) A school district campus or an open-enrollment charter1-35(b) A school district campus or an open-enrollment charter1-36reduced-price breakfast shall offer a free breakfast to each1-31(c) The commissioner shall grant a waiver of the free1-32governing body of the open-enrollment charter1-34school listrict campus or an open-enrollment charter1-35if the board of trustees of the school district or the1-36governing body of the open-enrollment charter1-37reduced-price breakfast shall offer a free breakfast to each1-39in which 80 percent or more of the students qualify for a free or1-31(c) The commissioner shall grant a waiver of the free1-32governing body of the open-enrollment charter1-3  | 1 20 |   |
| 1-23 SECTION 1. Section 33.901, Education Code, is amended to<br>1-24 read as follows:<br>1-25 Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10<br>1-26 percent of the students enrolled in one or more schools in a school<br>1-27 district or enrolled in an open-enrollment charter school are<br>1-28 eligible for free or reduced-price breakfasts under the national<br>1-29 school breakfast program provided for by the Child Nutrition Act of<br>1-30 1966 (42 U.S.C. Section 1773), the board of trustees of the school<br>1-31 district or the governing body of [the district or] the<br>1-32 open-enrollment charter school shall participate in the program and<br>amake the benefits of the program available to all eligible students<br>1-34 in the schools or school.<br>1-35 (b) A school district campus or an open-enrollment charter<br>1-36 school participating in the national school breakfast program<br>1-37 provided by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773)<br>1-38 in which 80 percent or more of the students qualify for a free or<br>1-40 student.<br>1-41 (c) The commissioner shall grant a waiver of the free<br>1-43 school if the board of trustees of the school district or the<br>1-44 school if the board of trustees of the school district or the<br>1-45 governing body of the open-enrollment charter<br>1-44 school if the board of trustees of the board of trustees<br>1-47 required under Section 44.004 or an annual meeting of the board of trustees<br>1-47 required under Section 44.004 or an annual meeting of the governing<br>1-50 waiver under this subsection, the board of trustees or the<br>1-51 governing body shall list the waiver as a separate item for<br>1-52 consideration on the meeting's agenda and provide an opportunity<br>1-54 change in law made by Section 33.901, Education Code, as amended by<br>1-55 this Act, does not change or expand the eligibility requirements<br>1-57 under the Child Nutrition Act of 1966 (42 U.S.C. Section 1773). A<br>1-58 student who qualifies for a free or reduced-price breakfast under<br>1-59 federal law continues to qualify and a student who does not qualify<br>1-59 f   |      |   |
| <ul> <li>1-24 read as follows:</li> <li>1-25 Sec. 33.901. BREAKFAST PROGRAMS. (a) If at least 10</li> <li>1-26 percent of the students enrolled in one or more schools in a school</li> <li>1-27 district or enrolled in an open-enrollment charter school are</li> <li>1-28 eligible for free or reduced-price breakfasts under the national</li> <li>1-29 school breakfast program provided for by the Child Nutrition Act of</li> <li>1-30 1966 (42 U.S.C. Section 1773), the board of trustees of the school</li> <li>1-31 district or the governing body of [the district or] the</li> <li>1-35 open-enrollment charter school shall participate in the program and</li> <li>1-33 make the benefits of the program available to all eligible students</li> <li>1-34 in the school of school.</li> <li>1-35 (b) A school district campus or an open-enrollment charter</li> <li>1-36 school participating in the national school breakfast program</li> <li>1-37 reduced-price breakfast shall offer a free breakfast to each</li> <li>1-41 (c) The commissioner shall grant a waiver of the free</li> <li>1-42 school district campus or an open-enrollment charter</li> <li>1-44 school district campus or an open-enrollment charter</li> <li>1-45 school district campus or an open-enrollment charter</li> <li>1-46 request the waiver at the annual grant a waiver of the free</li> <li>1-47 school for the succeding fiscal year. Before voting to request a</li> <li>1-48 body called to adopt a budget for the open-enrollment charter</li> <li>1-49 school for the succeding fiscal year. Before voting to request a</li> <li>1-50 maiver under this subsection, the board of trustees or the</li> <li>1-51 governing body shall list the waiver as a separate item for</li> <li>1-52 consideration on the meeting's agenda and provide an opportunity</li> <li>1-51 for public comment regarding the waiver at the meeting.</li> <li>1-52 section 2. It is the intent of the legislature that the</li> <li>1-53 chool for the succeding fiscal year. Section 1773). A</li> <li>1-54 student who qualifies for a</li></ul>  |      |   |
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|   |      |   |

C.S.S.B. No. 376

2-1 of this Act.

2-2 SECTION 3. This Act does not make an appropriation or 2-3 require a specific appropriation. Any new duty imposed on a state 2-4 agency as a result of this Act can be performed through the 2-5 appropriations provided by the legislature and any federal funding. 2-6 SECTION 4. This Act applies beginning with the 2014-2015 2-7 school year.

2-8 SECTION 5. This Act takes effect immediately if it receives 2-9 a vote of two-thirds of all the members elected to each house, as 2-10 provided by Section 39, Article III, Texas Constitution. If this 2-11 Act does not receive the vote necessary for immediate effect, this 2-12 Act takes effect September 1, 2013.

2-13

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