

1 HOUSE BILL NO. 831

2 INTRODUCED BY M. ROMANO, C. KEOGH, J. COHENOUR, D. HAWK, E. STAFMAN, J. LYNCH, E.

3 MATTHEWS

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5 A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING LAWS RELATED TO SCHOOL MEALS;
6 ESTABLISHING A STATE PROGRAM ADMINISTERED BY THE SUPERINTENDENT OF PUBLIC
7 INSTRUCTION TO ELIMINATE COSTS TO STUDENTS FOR SCHOOL MEALS; PROVIDING RULEMAKING
8 AUTHORITY; AND PROVIDING AN EFFECTIVE DATE."

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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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12 NEW SECTION. **Section 1. State funding to eliminate student costs for school lunch and**

13 **breakfast -- legislative intent -- rulemaking.** (1) The legislature recognizes that proper nutrition is a
14 foundational requirement for learning and intends:

15 (a) to strengthen the opportunity of each child to develop the child's full educational potential in
16 accordance with the goal of the people articulated in Article X, section 1(1), of the Montana constitution; and

17 (b) that the program under this section be implemented in a manner that maximizes the amount of
18 federal school meals support received by school districts.

19 (2) The superintendent of public instruction shall administer a program to distribute replacement
20 funds to school districts electing to provide school lunch or breakfast or both to all students at no cost to the
21 student. The superintendent shall adopt rules necessary to administer the program.

22 (3) A participating school district shall maximize access to federal funds for the cost of the school
23 breakfast and lunch program by participating in any federal provision that in the opinion of the superintendent of
24 public instruction draws down the most possible federal funding for meals served in that program.

25 (4) For the purposes of this section, the following definitions apply:

26 (a) "Participating school district" means a school district whose board of trustees elects to
27 participate in the program.

28 (b) "Program" means the program administered by the superintendent of public instruction under

1 this section.

2 (c) "Replacement funds" means the difference between the federal reimbursement for a student
3 for a school meal and the full cost of that meal under a national or federal program.

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5 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an
6 integral part of Title 20, chapter 10, part 2, and the provisions of Title 20, chapter 10, part 2, apply to [section 1].

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8 NEW SECTION. **Section 3. Effective date.** [This act] is effective July 1, 2023.

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