

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 207 Session of
2007INTRODUCED BY MUSTO, FONTANA, STOUT, COSTA, MELLOW, WASHINGTON,
O'PAKE, LOGAN AND LAVALLE, MARCH 7, 2007

SENATOR RHOADES, EDUCATION, AS AMENDED, MARCH 20, 2007

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," further providing for cafeterias.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 504 of the act of March 10, 1949 (P.L.30,
9 No.14), known as the Public School Code of 1949, amended July 1,
10 1978 (P.L.575, No.105), is amended to read:

11 Section 504. Cafeterias.--(a) The board of school directors
12 in any school district shall have power to establish, equip,
13 maintain, and operate cafeterias, or to contract for any
14 services necessary for the operation of a food service program,
15 in any of the schools under its jurisdiction, whenever in its
16 judgment it is deemed advisable to do so, and shall have power
17 to appoint such directors, supervisors, or other employes as are
18 necessary, and set and pay their salaries.

19 (a.1) The board of school directors shall ensure that each

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1 ~~school cafeteria under its jurisdiction has at least one food~~
2 ~~service employe who is trained and certified to administer~~
3 ESTABLISH AN APPROPRIATE SCHOOL DISTRICT POLICY TO REQUIRE THAT <—
4 AT LEAST ONE EMPLOYEE WHO IS TRAINED AND CERTIFIED TO ADMINISTER
5 CHILD cardiopulmonary resuscitation (CPR) and who is present <—
6 during the time meals are being served in the cafeteria. EACH <—
7 SCHOOL CAFETERIA UNDER ITS JURISDICTION. THE PROVISIONS OF 42
8 PA.C.S. § 8337.1 (RELATING TO CIVIL IMMUNITY OF SCHOOL OFFICERS
9 OR EMPLOYEES RELATING TO EMERGENCY CARE, FIRST AID AND RESCUE)
10 SHALL APPLY TO SCHOOL EMPLOYEES WHO RENDER CARE UNDER THIS
11 SUBSECTION.

12 (b) The cost of housing, equipping and operating such
13 cafeterias may be charged against the funds of the school
14 district.

15 (c) The food served shall be sold to the pupils, teachers,
16 and school employes of the cafeterias at such price as will not
17 materially exceed the cost of operation.

18 (d) It shall be legal for boards of school directors to
19 authorize the proper school employe to purchase perishable food
20 supplies for cafeterias without advertising for bids.

21 (e) There shall be a separate cafeteria fund, and all
22 payments from said fund shall be made upon a special order drawn
23 by the school employe authorized to purchase food supplies. Said
24 employe shall present each month to the board of directors, for
25 approval, a statement of receipts and expenditures.

26 (f) The accounts shall be subject to examination by the
27 auditors of the school district in like manner as other accounts
28 of the school district. Any balance of funds accruing from the
29 operation of the cafeteria must be used only for the improvement
30 or maintenance of the cafeteria and may not be used for other

1 purposes.

2 Section 2. This act shall take effect in 60 days.