

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1124 Session of
1997

INTRODUCED BY COY, FLEAGLE, COWELL, HORSEY, ROBINSON, BELARDI,
WALKO, SHANER, ROONEY, GORDNER, JOSEPHS, STABACK, MELIO,
LAUGHLIN, TIGUE, M. COHEN, TRAVAGLIO, YOUNGBLOOD, STURLA,
BATTISTO, PISTELLA, BEBKO-JONES, McCALL, MARKOSEK, STEELMAN,
ITKIN, CURRY, BOSCOLA, VEON, BELFANTI, SCRIMENTI, CORPORA,
MYERS, MIHALICH AND C. WILLIAMS, APRIL 2, 1997

REFERRED TO COMMITTEE ON EDUCATION, APRIL 2, 1997

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," providing for a school breakfast
6 program.

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

9 Section 1. The act of March 10, 1949 (P.L.30, No.14), known
10 as the Public School Code of 1949, is amended by adding sections
11 to read:

12 Section 1337.1. School Breakfast Program.--(a) Each school
13 district in this Commonwealth is encouraged to make the benefits
14 of the School Breakfast Program provided by the Child Nutrition
15 Act of 1966 (Public Law 89-462, 42 U.S.C. § 1771 et seq.)
16 available to all students at all grade levels.

17 (b) Beginning with the school year 1997-1998, each school
18 food authority which participates in the School Lunch Program

1 may receive a financial incentive from the Commonwealth to
2 expand the daily participation rate of its students in the
3 School Breakfast Program.

4 (c) Financial incentives shall be made from funds annually
5 appropriated by the General Assembly to the Department of
6 Education for school food services.

7 (d) Financial incentives for the school year 1997-1998 shall
8 be in the following amounts:

9 (1) Each school building which participates in the national
10 School Lunch Program and School Breakfast Program with student
11 participation rates in the breakfast program of less than twenty
12 (20) per centum of enrollment shall receive reimbursements of
13 eight cents (8¢) per lunch served and ten cents (10¢) per
14 breakfast served.

15 (2) Each school building with student participation rates in
16 the breakfast program of twenty (20) per centum or more of
17 enrollment shall receive reimbursements of ten cents (10¢) per
18 lunch served and ten cents (10¢) per breakfast served.

19 (3) Each school building which offers only the lunch program
20 shall receive a reimbursement of six cents (6¢) per lunch
21 served.

22 (e) For the 1998-1999 school year, and each school year
23 thereafter, financial incentives shall be determined by the
24 Secretary of Education, except that such financial incentives
25 shall be no less than the amounts established in this section.

26 (f) Financial incentives shall be paid to school food
27 authorities during the school year in which they are earned,
28 based on reports submitted to the Department of Education.

29 (g) For the purposes of this section, "school food
30 authority" shall mean the governing body which is responsible

1 for the administration of one or more schools, and has the legal
2 authority to operate the program therein or be otherwise
3 approved by the Food and Nutrition Service of the United States
4 Department of Agriculture to operate the program.

5 Section 1337.2. Technical Support Services to Expand
6 Nutrition Opportunities.--(a) The Department of Education shall
7 provide technical support services to assist school districts in
8 developing and expanding school breakfast programs. Such support
9 services shall include, but not be limited to, compilation of
10 districts' successful approaches to overcoming barriers to
11 program development.

12 (b) The department shall provide technical support services
13 to assist school districts in developing or enhancing
14 nutritional education programs. Such support services shall
15 include, but not be limited to, assistance in seeking grant
16 funds.

17 Section 2. Section 1513 of the act is amended to read:

18 Section 1513. Physiology and Hygiene.--Physiology and
19 hygiene, which shall in each division of the subject so pursued
20 include special reference to the effect of alcoholic drinks,
21 stimulants, and narcotics upon the human system, and which shall
22 also include special reference to tuberculosis and its
23 prevention, shall be introduced and studied as a regular branch
24 by all pupils in all departments of the public schools, and in
25 all educational institutions supported wholly or in part by
26 appropriations from this Commonwealth. Each school district is
27 encouraged to provide nutrition education to all students at all
28 grade levels.

29 Section 3. This act shall take effect immediately.