

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 159 Session of  
2007

INTRODUCED BY RHOADES, MUSTO, TOMLINSON, LAVALLE, WONDERLING,  
FONTANA, BOSCOLA, RAFFERTY, GORDNER, STACK, PUNT, MADIGAN,  
KASUNIC, COSTA, WASHINGTON, C. WILLIAMS, KITCHEN, STOUT,  
WOZNIAK, LOGAN, PIPPY, O'PAKE, WAUGH, D. WHITE, GREENLEAF,  
TARTAGLIONE AND BRUBAKER, MARCH 6, 2007

REFERRED TO EDUCATION, MARCH 6, 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 school lunch  
6 and breakfast reimbursement.

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

9 Section 1. Section 1337.1 of the act of March 10, 1949  
10 (P.L.30, No.14), known as the Public School Code of 1949, added  
11 May 10, 2000 (P.L.44, No.16), is amended to read:

12 Section 1337.1. School Lunch and Breakfast Reimbursement.--

13 (a) Schools that participate in the school lunch program shall  
14 be reimbursed in the following manner:

15 (1) [Subject] (i) For the school years 2000-2001 through  
16 2006-2007, subject to future adjustments under clause (2),  
17 each school which offers the school lunch program shall  
18 receive a reimbursement of no less than ten cents (10¢) per

lunch served, exclusive of any reimbursements under subsection (c).

(ii) For the 2007-2008 school year and each school year thereafter, subject to future adjustments under clause (2), each school which offers the school lunch program shall receive a reimbursement of no less than twelve cents (12¢) per lunch served, exclusive of any reimbursements under subsection (c).

(2) For the 2000-2001 school year and each school year thereafter, reimbursements for the school lunch program shall be fixed by regulation of the Department of Education: Provided, That such reimbursements shall be no less than the applicable amounts per lunch served established by clause (1).

(b) Schools that participate in the school breakfast program shall be reimbursed in the following manner:

(1) [Subject] (i) For the school years 2000-2001 through 2006-2007, subject to future adjustments under clause (2), each school which offers the school breakfast program shall receive a reimbursement of no less than ten cents (10¢) per breakfast served.

(ii) For the 2007-2008 school year and each school year thereafter, subject to future adjustments under clause (2), each school which offers the school breakfast program shall receive a reimbursement of no less than eleven cents (11¢) per breakfast served.

(2) For the 2000-2001 school year and each school year thereafter, reimbursements for the school breakfast program shall be fixed by regulation of the Department of Education: Provided, That such reimbursements shall be no less than the applicable amounts per breakfast served established by clause (1).

(c) Schools that participate in both the school lunch program and the school breakfast program shall be provided with the following incentive reimbursements:

(1) Subject to future adjustments under clause (3), each school which offers both a school lunch program under subsection (a) and a school breakfast program under subsection (b) which serves less than or equal to twenty per centum (20%) of its student enrollment shall receive an additional reimbursement of two cents (2¢) per lunch served.

(2) Subject to future adjustments under clause (3), each school which offers a school lunch program under subsection (a) and a school breakfast program under subsection (b) which serves more than twenty per centum (20%) of its student enrollment shall receive an additional reimbursement of four cents (4¢) per lunch served.

(3) For the 2000-2001 school year and each school year thereafter, reimbursements for the school breakfast incentive program shall be fixed by regulation of the Department of Education: Provided, That such reimbursement shall be no less than the amounts per lunch served established by clauses (1) and (2).

(d) For the purposes of this section, the following terms shall have the following meanings:

"School" shall have the same meaning as given to that term in 7 CFR 210.2 (relating to definitions).

"School lunch program" shall have the same meaning as given to [that term] the term "National School Lunch Program" in 7 CFR 210.2 (relating to definitions).

"School breakfast program" shall [have the same meaning as given to that term in 7 CFR 210.2 (relating to definitions).]

1 mean the School Breakfast Program under 7 CFR Part 220 (relating  
2 to the School Breakfast Program).

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