

1-1 By: Miles S.B. No. 725
 1-2 (In the Senate - Filed February 3, 2017; February 21, 2017,
 1-3 read first time and referred to Committee on Agriculture, Water &
 1-4 Rural Affairs; April 11, 2017, reported favorably by the following
 1-5 vote: Yeas 7, Nays 0; April 11, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the authority of a school district to donate food to a
 1-18 nonprofit organization to be served to students of the district.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Subchapter Z, Chapter 33, Education Code, is
 1-21 amended by adding Section 33.907 to read as follows:

1-22 Sec. 33.907. DONATION OF FOOD. (a) In this section:

1-23 (1) "Donate" has the meaning assigned by Section
 1-24 76.001, Civil Practice and Remedies Code.

1-25 (2) "Nonprofit organization" has the meaning assigned
 1-26 by Section 76.001, Civil Practice and Remedies Code.

1-27 (b) A school district may allow a campus to elect to donate
 1-28 food to a nonprofit organization through an official of the
 1-29 nonprofit organization who is directly affiliated with the campus,
 1-30 including a teacher, counselor, or parent of a student enrolled at
 1-31 the campus. The donated food may be received, stored, and
 1-32 distributed on the campus. Food donated by the campus may include:

1-33 (1) surplus food prepared for breakfast, lunch, or
 1-34 dinner meals or a snack to be served at the campus cafeteria,
 1-35 subject to any applicable local, state, and federal requirements;
 1-36 or

1-37 (2) food donated to the campus as the result of a food
 1-38 drive or similar event.

1-39 (c) The type of food donated under this section may include:

1-40 (1) packaged or unpackaged unserved food;

1-41 (2) packaged served food if the packaging is in good
 1-42 condition;

1-43 (3) whole, uncut produce;

1-44 (4) wrapped raw produce; and

1-45 (5) unpeeled fruit required to be peeled before
 1-46 consumption.

1-47 (d) Food donated under this section to a nonprofit
 1-48 organization may be distributed at the campus at any time. Campus
 1-49 employees may assist in preparing and distributing the food as
 1-50 volunteers for the nonprofit organization.

1-51 (e) The commissioner may adopt rules as necessary to
 1-52 implement this section.

1-53 SECTION 2. This Act applies beginning with the 2017-2018
 1-54 school year.

1-55 SECTION 3. This Act takes effect immediately if it receives
 1-56 a vote of two-thirds of all the members elected to each house, as
 1-57 provided by Section 39, Article III, Texas Constitution. If this
 1-58 Act does not receive the vote necessary for immediate effect, this
 1-59 Act takes effect September 1, 2017.

1-60 * * * * *