

By: Taylor of Galveston

S. B. No. 981

A BILL TO BE ENTITLED

1 AN ACT

2 relating to a program to provide a free or reduced-price breakfast
3 to eligible students attending a public school and the method of
4 determining the number of educationally disadvantaged students.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 33.901, Education Code, is amended by
7 amending Subsections (a) and (b) and adding Subsection (a-1) to
8 read as follows:

16 (1) participate in the national program and make the
17 benefits of the national program available to all eligible students
18 in the schools or school; or

22 (a-1) A school district is permitted under Subsection (a) to
23 participate in the national program at one or more campuses in the
24 district and provide a locally funded program at one or more other

1 campuses in the district.

2 (b) A school district campus or an open-enrollment charter
3 school participating in the national school breakfast program
4 provided by the Child Nutrition Act of 1966 (42 U.S.C. Section 1773)
5 or providing a locally funded program in which 80 percent or more of
6 the students qualify under the national program for a free or
7 reduced-price breakfast shall offer a free breakfast to each
8 student.

9 SECTION 2. Section 42.152(b), Education Code, is amended to
10 read as follows:

11 (b) For purposes of this section, the number of
12 educationally disadvantaged students is determined:

13 (1) by averaging the best six months' numbers of
14 students eligible for enrollment in the national school lunch
15 program of free or reduced-price lunches for the preceding school
16 year; or

17 (2) in the manner provided by commissioner rule[, if
18 ~~no campus in the district participated in the national school lunch~~
19 ~~program of free or reduced-price lunches during the preceding~~
20 ~~school year~~].

21 SECTION 3. This Act applies beginning with the 2015-2016
22 school year.

23 SECTION 4. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as
25 provided by Section 39, Article III, Texas Constitution. If this
26 Act does not receive the vote necessary for immediate effect, this
27 Act takes effect September 1, 2015.