

106TH CONGRESS
1ST SESSION

S. 1958

To amend the Child Nutrition Act of 1966 to authorize the Secretary of Agriculture to make grants for startup costs of school breakfast programs.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 18, 1999

Mr. KOHL introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To amend the Child Nutrition Act of 1966 to authorize the Secretary of Agriculture to make grants for startup costs of school breakfast programs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. FINANCIAL INCENTIVE GRANTS FOR SCHOOL**
4 **BREAKFAST PROGRAMS.**

5 Section 4 of the Child Nutrition Act of 1966 (42
6 U.S.C. 1773) is amended by adding at the end the fol-
7 lowing:

8 “(f) **STARTUP GRANTS FOR SCHOOL BREAKFAST**
9 **PROGRAMS.—**

1 “(1) DEFINITION OF ELIGIBLE SCHOOL.—In
2 this subsection, the term ‘eligible school’ means a
3 school that agrees to operate the school breakfast
4 program established with the assistance provided
5 under this subsection for a period of not less than
6 3 years.

7 “(2) GRANTS.—The Secretary may make
8 grants to State educational agencies, from funds
9 made available to the Secretary, for a fiscal year, to
10 assist eligible schools in initiating school breakfast
11 programs.

12 “(3) PAYMENT RATES.—A State educational
13 agency shall use grants made available under this
14 subsection during the first fiscal year an eligible
15 school initiates a school breakfast program—

16 “(A) to increase by not more than 5 cents
17 the annually adjusted payment for each break-
18 fast served by the eligible school; or

19 “(B) to assist eligible schools with non-re-
20 curring expenses incurred in initiating school
21 breakfast programs.

22 “(4) FUNDS SUPPLEMENTARY.—A grant under
23 this subsection shall supplement any payment to
24 which a State educational agency is entitled under
25 subsection (b).

1 “(5) PLAN.—To be eligible to receive a grant
2 under this subsection, a State educational agency
3 shall submit to the Secretary a plan to initiate
4 school breakfast programs conducted in the State,
5 including a description of the manner in which the
6 State educational agency shall provide technical as-
7 sistance and funding to eligible schools in the State
8 to initiate the programs.

9 “(6) STATE EDUCATIONAL AGENCY PREF-
10 ERENCES.—In making a grant under this subsection
11 for a fiscal year to initiate school breakfast pro-
12 grams, the Secretary shall provide a preference to a
13 State educational agency that—

14 “(A) has in effect a State law that pro-
15 motes the expansion of State participation in
16 the school breakfast program during the year;

17 “(B) has significant public or private re-
18 sources that will be used to carry out the ex-
19 pansion of the school breakfast program during
20 the year;

21 “(C)(i) has not more than 55 percent of
22 schools in the State that are participating in
23 the school lunch program also participating in
24 the school breakfast program; or

1 “(ii) has not more than 30 percent of the
2 students in the State receiving free or reduced
3 price lunch also receiving free or reduced price
4 breakfasts; and

5 “(D) serves an unmet need among low-in-
6 come children, as determined by the Secretary.

7 “(7) REALLOCATION.—The Secretary shall act
8 in a timely manner to recover and reallocate to other
9 State educational agencies or States any amount
10 made available to a State educational agency or
11 State under this subsection that is not used by the
12 agency or State within a reasonable period (as deter-
13 mined by the Secretary).

14 “(8) APPLICATION.—The Secretary shall allow
15 application by State educational agencies on an an-
16 nual basis for grants under this subsection.

17 “(9) PREFERENCES BY STATE EDUCATIONAL
18 AGENCIES AND STATES.—In allocating funds within
19 the State, each State educational agency shall give
20 preference for assistance under this subsection to an
21 eligible school that demonstrates the greatest need
22 for assistance for a school breakfast program, based
23 on the percentage of children not participating in
24 the school breakfast program, as determined by the
25 State educational agency.

1 “(10) MAINTENANCE OF EFFORT.—The ex-
2 penditure of funds from State and local sources for
3 the maintenance of the school breakfast program
4 shall not be diminished as a result of grants made
5 available under this subsection.”.

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