

HOUSE BILL NO. 93

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES GUTTENBERG, Kerttula, Kawasaki, Neuman, Costello

Introduced: 1/18/11

Referred: Education, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to school gardens, greenhouses, and farms."

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 * **Section 1.** AS 14.30.375(a) is amended to read:

4 (a) A school district may authorize a nonprofit corporation to operate or
5 may operate a school garden, greenhouse, or farm. A nonprofit corporation
6 authorized under this section must contribute to the operation of each school
7 garden, greenhouse, or farm matching funds in an amount that is equal to or
8 greater than one-half percent of the state aid received by the school district under
9 AS 14.17.400 for the school each year. The garden, greenhouse, or farm must be
10 used for educational purposes and for growing fruits and vegetables for consumption
11 by the students through the school district's meal and snack program.

12 * **Sec. 2.** AS 14.30.375(b) is amended to read:

13 (b) If a school district authorizes or operates a school garden, greenhouse, or
14 farm, the district or the authorized nonprofit corporation shall give students
15 representing student organizations, including vocational programs, the opportunity to

1 be involved in the operation of the school garden, greenhouse, or farm.

2 * **Sec. 3.** AS 14.30.375(d) is amended to read:

3 (d) If a school district **authorizes or** operates a school garden, greenhouse, or
4 farm, the excess fruit and vegetables may be sold.

5 * **Sec. 4.** AS 14.30.375 is amended by adding new subsections to read:

6 (e) If a school district authorizes a nonprofit corporation to operate a school
7 garden, greenhouse or farm under this section, the school district shall apply for a
8 grant under AS 14.30.377 to provide funds to the nonprofit corporation for the
9 operation of each school garden, greenhouse, or farm.

10 (f) In this section, "nonprofit corporation" means a corporation that qualifies
11 for exemption from taxation under 26 U.S.C. 501(c) (Internal Revenue Code).

12 * **Sec. 5.** AS 14.30 is amended by adding a new section to article 7 to read:

13 **Sec. 14.30.377. State grant for operation of a school garden, greenhouse,
14 or farm.** (a) A school district may apply to the department on a form approved by the
15 department for a state grant for the operation of one or more school gardens,
16 greenhouses, or farms under AS 14.30.375.

17 (b) The department shall award a grant to a school district in an amount that is
18 not less than one-half percent of the state aid received by the district under
19 AS 14.17.400 for each school at which a garden, greenhouse, or farm will be operated
20 each year.

21 (c) A school district is eligible to receive a grant under this section if the
22 district provides proof satisfactory to the department that a school or an approved
23 nonprofit entity provides matching funds in an amount that is equal to or greater than
24 the grant amount.

25 (d) The department may adopt regulations necessary to implement this
26 section.