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Referred: Health, Education
and Social Services and
Finance

1 IN THE SENATE

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KERTTULA, MILLER AND RAY

2 SENATE BILL NO. 388 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the school hot lunch program; and
7 providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 14.52 is amended by adding new sections to read:

10 ARTICLE 2. SCHOOL HOT LUNCH PROGRAM.

11 Sec. 14.52.200. PURPOSE. It is the intent of the legislature that
12 the state absorb the cost increases in the operation of a school hot
13 lunch program that have before been borne by the schools or school
14 districts and thus the local property taxpayer. The state contribution
15 to the support of a school hot lunch program is intended as a supplement
16 to available federal grants or other federal assistance for that purpose
17 and is not paid in lieu of these.

18 Sec. 14.52.210. STATE ASSISTANCE FOR SCHOOL HOT LUNCH PROGRAM. The
19 Department of Education shall reimburse each eligible school or school
20 district providing a school hot lunch program from funds appropriated to
21 it by the legislature for that purpose. Funds received from the state
22 by a school or school district under secs. 200 - 230 of this chapter
23 may be used only for a school hot lunch program.

24 Sec. 14.52.220. ELIGIBILITY. (a) To be eligible to receive pay-
25 ments from the department for a school hot lunch program a school or
26 school district may not increase the price of a hot lunch provided
27 students during the years in which it is receiving a payment under sec.
28 230 of this chapter. In the first full fiscal year of operation of this
29 program and each fiscal year thereafter a school or school district

1 receiving state assistance under sec. 210 of this chapter shall reduce
2 the price for each lunch by the amount of the state payment under sec.
3 230 of this chapter for each lunch served.

4 (b) Private nonprofit or denominational schools are eligible for
5 state assistance under the program established under secs. 200 - 230 of
6 this chapter either in the form of direct payments or by payments made
7 through the school district in which the private nonprofit or denomina-
8 tional school is geographically located. If the department is precluded
9 by law from making direct or indirect payments to these schools, the
10 commissioner of education shall withhold payments to the schools or
11 districts for the purposes of secs. 200 - 230 of this chapter. With-
12 holding of these indirect payments through a school district shall be
13 based on a formula established by the department by regulation or the
14 number of lunches served to children attending the eligible nonprofit
15 or denominational schools that are participating in the program.

16 (c) Lunches served to students under this program must meet the
17 minimum nutritional standards established under sec. 50 of this chapter
18 or by the commissioner.

19 (d) In secs. 200 - 220 of this chapter, "eligible school or
20 school district" means a school or school district approved by the
21 commissioner for participation in the national school lunch program.

22 Sec. 14.52.230. PAYMENTS. (a) For the first two fiscal years of
23 operation of the program established under secs. 200 - 230 of this
24 chapter, the department shall pay each participating school or school
25 district five cents for each lunch served to a student. In the next two
26 fiscal years the state shall pay each participating school or school
27 district 10 cents for each lunch served. In the fifth fiscal year the
28 state shall pay each participating school or school district 15 cents
29 for each lunch served. In each fiscal year thereafter the state payment

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to a participating school or school district shall increase by five cents for each lunch served until the state payment reaches 50 cents for each lunch served.

Sec. 14.52.240. REGULATIONS. The department shall promulgate regulations under the Administrative Procedure Act (AS 44.62) to implement the provisions of secs. 200 - 230 of this chapter.

* Sec. 2. This Act takes effect July 1, 1975.