



# 2021 STATE LEGISLATIVE SUMMARY: FOURTH QUARTER REPORT

*This report is a summary of key school nutrition state legislation that changed status between January 1 and December 31, 2021. Annual funding bills are not included. SNA state advocacy resources are a collaborative effort intended to support grassroots efforts at the local level. We welcome your updates at [advocacy@schoolnutrition.org](mailto:advocacy@schoolnutrition.org).*

## TREND WATCH

In the wake of the **COVID-19 pandemic**, a number of states have introduced legislation to combat the effects of school closures on school nutrition programs. These bills include provisions such as compensation and commendation for food service workers, program guidance, and funds to maintain school meal services.

The issue of **unpaid meal debt** remains a prominent trend in school nutrition legislation; **13 bills** have been introduced concerning unpaid meal debt; some provide compensation or funds to offset the costs; a majority of the bills prohibit some form of **lunch-shaming** or stigmatization.

Several bills curb the use of environmental waste including **polystyrene** food containers, **plastic bags**, and **single-use plastic straws**. While these bills are intended to impact all food service establishments, they would also apply to school nutrition programs and impact some operators.

Several states have introduced legislation expanding visibility or specifying new protocols for providing paper or web-based **applications** to students and families to **qualify for free and reduced price meals**.

Other trends seen in 2021 are **local procurement incentives**, **school breakfast incentives**, **Farm to School Programs** and, **eliminating the Reduced-Price co-pay**.

## 2021 NEW STATE LAWS:

**Of the 205 bills impacting school meals programs introduced in 2021, 34 bills have been signed into law:**

- Arkansas:
  - [HB 1783](#) permits students in middle and high school to access vending machines throughout the day that offer food or beverages that meet nutrition standards set under the Federal Smart Snacks in School Program.
  - [SB 291](#) outlines food insecurity among children in Arkansas and establishes the Community Schools approach to promote better education, nutrition, and health programs.
  - [HB 1848](#) directs the Arkansas Division of Elementary and Secondary Education to study and implement best practices to increase physical activity during the school day, including studying the potential benefits of offering students recess before lunch during the school day.
- California:
  - [ACR 38](#) would designate March 8, 2021, to March 12, 2021, as School Breakfast Week and recognizes the importance of school nutrition programs and their staff in addressing students' needs.
  - [AB 86](#) appropriates funds for eligible local educational agencies to support students in addressing learning barriers, including access to school breakfast and lunch programs.

- [AB 167](#) or [SB 167](#) allocates \$150 million from the General Fund under California's Department of Education to local educational agencies and schools to improve kitchen infrastructure to increase student access to fresh, nutritious meals and provide foodservice staff with training on promoting healthy school foods.
- [SB 129](#) a 2021–22 operating budget that fully funds school meals for all students at no cost. The Universal School Meals Program includes an increase in state meal reimbursements by \$54 million in the 2021–22 fiscal year and an additional \$650 million in funding beginning in 2022–23 to cover the costs of offering breakfast and lunch to all students.
- [AB 1055](#) amends California's Education Code to allow public schools to establish a new base year used in the local control funding formula. This base year is determined by the number of students eligible for free or reduced-price meals; therefore, schools may use a specific year's eligibility status as a base year for up to three years after.
- [SB 130](#) or [AB 130](#) appropriates \$150,000,000 from the General Fund to California's Department of Education to distribute to local educational agencies; \$120,000,000 is designated for kitchen infrastructure upgrades to increase student access and improve the quality of the fresh produce and nutritious meals available. In addition, \$30,000,000 is to be used for food service staff to receive training on promoting healthy foods.
- [AB 1009](#) establishes the Farm to School Food Hub Program under California's Department of Food and Agriculture to invest in the infrastructure needed to increase the purchase of local, climate-friendly, environmentally sustainable, climate adaptation friendly and equitably produced food by schools.
- [AB 486](#) repeals the California Fresh State Pilot Program, a program to encourage public schools to provide fruits and vegetables to pupils and promote the consumption of nutritious fruits and vegetables at school.
- Colorado:
  - [HB 1162](#) prohibits the use of single-use plastic bags and supplementary plastic products in high school starting January 1, 2025.
- Connecticut:
  - [SB 2](#) prohibits publicly identifying or shaming a child for unpaid meal charges, including taking disciplinary actions, refusing to serve a meal, or providing an alternative option. It also requires all local or regional Education Boards to create or include a policy or procedure for collecting unpaid meal charges to employees and third-party vendors for school meals.
- Hawaii:
  - [HB 767](#) moves Hawaii's Farm to School program from its Department of Agriculture to the Department of Education.
- Idaho
  - [HB 280](#) Amends existing law to revise provisions regarding professional endorsements. Defines "Economically disadvantaged student" as a student that is eligible for a free or reduced-price lunch under the Richard B. Russell national school lunch act, excluding students who are only eligible through a school's community eligibility program.
  - [HB 222](#) Defines "economically disadvantaged student" as a student that is eligible for a free or reduced-price lunch under the Richard B. Russell national school lunch act, excluding students who are eligible only through a school's community eligibility program.
- Illinois:
  - [HB 102](#) requires the Illinois Department of Public Health to develop in consultation with administrators and food service directors the establishment and distribution of anaphylactic policies to all public schools.
  - [SB 805](#) directs the Illinois Board of Education to develop and implement a School Unused Food Program that will allow public schools to provide food, previously unused by the school, to needy children of that school.
- Indiana:
  - [HB 1564](#) moves the administrative duties and authority of school lunch programs from Indiana's State Superintendent to its Secretary of Education.
- Iowa:
  - [SF 359](#) or [SF 578](#) creates a Farm-to-School Fund under the Iowa Treasury to assist schools and districts in purchasing food products and commodities from Iowa farms.

- Kentucky:
  - [HB 208](#) directs the Kentucky Department of Education to seek waivers from the Federal government to reimburse school districts for meals or meal supplements served by the district, including waivers allowing service in non-congregate settings and reducing the mandatory wait times between serving meals to students during COVID-19.
  - [SB 129](#) creates penalties, including potential fines or prohibition of selling competitive foods, for any school or district that violates the minimum [nutritional standards](#) set by the state for any food sold outside school lunch programs.
- Maine:
  - [SP 250](#) directs Maine's Department of Education to change the "Local Produce Fund" to the "Local Foods Fund" and maximizes state matching funds to encourage the purchase of locally produced foods for schools.
  - [HP 707](#) requires Maine's Department of Education to develop an Internet-based application for free or reduced-price meals and for this application to be available on the department's publicly accessible website. It also allows any public school to publish an online application on its publicly accessible website.
  - [HP 482](#) requires school administrators to provide all students at least 30 minutes to eat lunch unless it has been determined, after a public hearing, that a 30-minute lunch period would be impracticable.
- Maryland:
  - [SB 723](#) establishes the Maryland Food System Resiliency Council to address the food insecurity crisis, including public school systems experiencing food insecurity and local procurement issues.
  - [HB 831](#) establishes the Maryland Food System Resiliency Council to develop a strategic plan to increase food production and procurement in Maryland, including in schools; this council must include at least one expert on nutrition and public health.
- Massachusetts:
  - [HB 3999](#) or [SB 2532](#) requires any school or district with an Identified Student Percentage (ISP) to implement the Federal Community Eligibility Provision 1 or Provision 2 to provide universal free school meals to students unless the district's school board votes to decline participation.
- Nebraska:
  - [LB 396](#) establishes the Nebraska Farm to School Program to purchase locally and regionally produced or processed food to improve child nutrition programs and strengthen local and regional farm economies.
- Nevada:
  - [SB 173](#) requires any school district's board of trustees or governing body to provide school breakfast and lunch to all students attending summer school and record the number of students participating in the meal program.
- New Hampshire:
  - [SB 155](#) provides reimbursements to private school bus owners delivering free and reduced-price lunch services to students learning remotely.
- New York:
  - [S 5151](#) or [AB 6527](#) prohibits all schools or school districts from filing lawsuits against any student's parent or guardian for unpaid meal fees.
  - [S 3152](#) or [A 735](#) creates New York's Community Garden Task Force to identify and develop ways to encourage state agencies, municipalities, and schools to establish and expand community gardens; the task force must include representation from someone in school nutrition.
- North Carolina:
  - [H 42](#) or [S 36](#) appropriates \$75 million for North Carolina's Department of Public Instruction to provide emergency school nutrition services for those schools participating in the National School Lunch Program, School Breakfast Program or Summer Food Service Program.
- Oregon:
  - [HB 2060](#) expands the definition of "eligible student," and requires any school district that provides school lunch to also make breakfast accessible as part of a school breakfast program if 25% or more students are eligible for free or reduced-price meals.

- [SB 5514](#) permits Oregon's Department of Education to spend up to \$2,850,375 from the State School Fund to provide lunches, at no charge to students eligible for reduced-price lunches under the United States Department of Agriculture's current Income Eligibility Guidelines.
- [HB 3104](#) directs the Oregon Department of Education to use the Statewide Education Initiatives Account to provide funding for statewide education initiatives, including expanding school breakfast and lunch programs.
- [Amendment 2](#) of [SB 225](#) directs Oregon's Department of Education to use funds set aside in the Statewide Education Initiatives Account to support statewide education initiatives, including expanding school breakfast and lunch programs.
- [SB 5513](#) amends a mandate under Oregon's Department of Education to establish that funds for the School Lunch Revolving Account and Common School Fund are now unlimited.
- [SB 5514](#) permits Oregon's Department of Education to spend up to \$2,850,375 from the State School Fund to provide lunches, at no charge to students eligible for reduced-price lunches under the United States Department of Agriculture's current Income Eligibility Guidelines.
- [HB 2536](#) requires a school or school district to offer lunches and breakfasts at no charge to students if that school or district meets the Federal requirements for Community Eligibility Provision or if a student is from a household with an income not exceeding 300% of federal poverty guidelines.
- Rhode Island:
  - [S 31](#) requires Rhode Island's Department of Education to provide suicide awareness and prevention training for all public school employees, specifically administrators, teachers and lunch personnel.
  - [S 104](#) or [H 5328](#) requires public schools to comply with recycling and composting laws, including the use of "share tables" and promoting the donation of unspoiled nonperishable food by schools to food shelters.
- Tennessee:
  - [SB 912](#) appropriates \$500,000 to the Tennessee Department of Education for the Breakfast After the Bell Program.
- Texas:
  - [SB 462](#) amends Texas's Transportation Services to include funding to transport school meals and instructional materials to students during a declared disaster.
  - [HB 1989](#) creates the Protective Equipment Reserve Advisory Committee to ensure the distribution and preservation of Texas's reserve of personal protective equipment for essential personnel, including school food service workers.
  - [SB 1351](#) permits school districts or open-enrollment charter schools to donate surplus or excess food to nonprofit organizations.
- Utah:
  - [HB 372](#) delays the start by which all public schools must serve breakfast using an "alternative breakfast service model" until the 2022-2023 School year.
  - [HB 371](#) directs Utah's Department of Alcohol to deposit 10% of the total gross revenue from liquor sales within the state to the Uniform School Fund to help support the school meals program.
  - [HB 450](#) establishes the Supplemental Educator COVID-19 Stipend and removes the exclusion for contracted employees of a Local Education Agency (LEA), including school foodservice workers.
- Vermont:
  - [H 106](#) creates the goal that at least 20% of all foods purchased by Vermont school districts or boards shall be locally produced foods by 2023. It also requires all school boards operating a school meal program to report to the Agency of Education an estimate of the costs of all foods purchased by the school board that were locally produced.
- Washington:
  - [HB 1342](#) provides state funding to eliminate the reduced price copayments for breakfast and lunch for all students in Washington.
  - [SB 5128](#) permits schools and school districts providing remote or partially remote instruction to use state funds previously allocated for student transportation to be used to deliver school meals to students.
  - [HB 1080](#) appropriates grants to school districts to improve child nutrition and purchase kitchen equipment or upgrades, including creating school gardens or greenhouses to provide students with better access to fresh produce.

- [SB 5092](#) or [HB 1094](#) appropriates \$118,000 from the state's General Fund to increase the number of schools participating in the Federal Community Eligibility Provision (CEP) and expand the Breakfast After the Bell Program.
- [HB 1139](#) requires any school whose water tested positive for lead to develop a school action plan to eliminate any lead in water used for drinking, cooking or food preparation in consultation with a local health agency.
- Wyoming:
  - [HB 52](#) establishes the "Wyoming School Protein Enhancement Project" to provide grants to school districts to increase the availability of Wyoming meat products in school nutrition program

## SUMMARY AND STATUS OF LEGISLATION

### ALASKA

*None as of December 31, 2021.*

### ALABAMA

*None as of December 31, 2021.*

### ARIZONA

[SB 1622](#) amends Arizona's Education Statutes relating to School Instruction to require all public school student's report cards to include information on school foodservices.

*Dead. Died in Senate Rules Committee. 2/02/2021*

[SB 1212](#) requires each school district and charter school to provide free, fresh drinking water during mealtimes, specifically breakfast and lunch.

*Dead. Died in Senate Rules Committee. 1/20/2021*

### ARKANSAS

[HB 1783](#) permits students in middle and high school to access vending machines throughout the day that offer food or beverages that meet nutrition standards set under the Federal Smart Snacks in School Program.

*Signed into law by Governor. 4/30/2021*

[SB 291](#) outlines food insecurity among children in Arkansas and establishes the Community Schools approach to promote better education, nutrition, and health programs.

*Signed into law by Governor. 4/20/2021*

[HB 1848](#) directs the Arkansas Division of Elementary and Secondary Education to study and implement best practices to increase physical activity during the school day, including studying the potential benefits of offering students recess before lunch during the school day.

*Signed into law by Governor. 4/30/2021*

### CALIFORNIA

[AB 167](#) or [SB 167](#) allocates \$150 million from the General Fund under California's Department of Education to local educational agencies and schools to improve kitchen infrastructure to increase student access to fresh, nutritious meals and provide foodservice staff with training on promoting healthy school foods.

*Signed into law by Governor. 9/23/2021*

[SB 57](#) expresses California's support for the current administration's requirements under the Buy American Provision, which requires all school food purchases to be within the United States. This bill states that this provision ensures children consume food of the highest quality and safety by supporting local farmers, jobs and the economy, as well as reinforcing California's commitment as a world leader on climate change and labor protection.

*Re-referred to Senate Committee on Agriculture. 9/01/2021*

[SB 130](#) or [AB 130](#) appropriates \$150,000,000 from the General Fund to California's Department of Education to distribute to local educational agencies; \$120,000,000 is designated for kitchen infrastructure upgrades to increase student access and improve the quality of the fresh produce and nutritious meals available. In addition, \$30,000,000 is to be used for food service staff to receive training on promoting healthy foods.

*Signed into law by Governor. 7/09/2021*

[SB 129](#) a 2021–22 operating budget that fully funds school meals for all students at no cost. The Universal School Meals Program includes an increase in state meal reimbursements by \$54 million in the 2021–22 fiscal year and an additional \$650 million in funding beginning in 2022–23 to cover the costs of offering breakfast and lunch to all students.

*In Senate. Consideration of Governor's item veto pending. 7/12/2021*

[AB 1055](#) amends California's Education Code to allow public schools to establish a new base year used in the local control funding formula. This base year is determined by the number of students eligible for free or reduced-price meals; therefore, schools may use a specific year's eligibility status as a base year for up to three years after.

*Signed into law by Governor. 9/24/2021*

[AB 125](#) provides funding to California's Department of General Services to assist local educational agencies and school food authorities improve school kitchens, meal preparation areas, meal service methods and infrastructure used for school nutrition programs.

*Re-referred to Assembly Committee on Natural Resources. 4/15/2021*

[AB 1009](#) establishes the Farm to School Food Hub Program under California's Department of Food and Agriculture to invest in the infrastructure needed to increase the purchase of local, climate-friendly, environmentally sustainable, climate adaptation friendly and equitably produced food by schools.

*Signed into law by Governor. 10/07/2021*

[AB 486](#) repeals the California Fresh State Pilot Program, a program to encourage public schools to provide fruits and vegetables to pupils and promote the consumption of nutritious fruits and vegetables at school.

*Signed into law by Governor. 10/08/2021*

[AJR 8](#) urges the U.S. Federal Government to offer school lunches free of charge to all elementary, middle school and high school students in the United States.

*Referred to Assembly Committee on Education. 3/11/2021*

[AB 508](#) requires a school district or superintendent to provide any student that is eligible for a reduced price meal with a meal free of charge, thus creating a state-mandated program that provides funding to school districts to cover the costs of eliminating the reduced price meal category.

*Referred to Assembly Committee on Education. 2/18/2021*

[SB 364](#) expresses the intent to establish the California Universal School Meal Program to allow free breakfasts and lunches to continue to be available to all children beyond the COVID-19 public health crisis.

*May 10 hearing: Placed on APPR suspense file. 5/10/2021*

[AB 558](#) establishes the School Plant-Based Food and Beverage Program under California's Department of Education. This program would authorize local education agencies to apply for funding to receive a reimbursement of \$0.20 per meal that includes a plant-based food option or \$0.10 per meal that features a plant-based milk option.  
*Coauthors revised. 3/05/2021*

[AB 739](#) amends the California Education Code to state that any funds provided to school districts may also be used to purchase school meals for students.  
*May be heard in committee March 19. 2/17/2021*

[ACR 38](#) would designate March 8, 2021, to March 12, 2021, as School Breakfast Week and recognizes the importance of school nutrition programs and their staff in addressing students' needs.  
*Signed into law by Governor. 4/16/2021*

[AB 86](#) appropriates funds for eligible local educational agencies to support students in addressing learning barriers, including access to school breakfast and lunch programs.  
*Signed into law by Governor. 3/5/2021*

[AB 996](#) requires the California Department of Education to develop then post guidance for local educational agencies participating in the National School Breakfast Program on how to serve eligible non-school-aged children breakfast or morning snack at a local educational agency school site.  
*Referred to Assembly Committee on Education. 3/4/2021*

[SB 364](#) creates the California Universal School Meal Program to allow free breakfast and lunches to continue to be available to all children beyond the COVID-19 public health crisis.  
*May 10 hearing: Placed on APPR suspense file. 5/10/2021*

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## **COLORADO**

[HB 1162](#) prohibits the use of single-use plastic bags and supplementary plastic products in high school starting January 1, 2025.  
*Signed into law by Governor. 7/06/2021*

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## **CONNECTICUT**

[SB 2](#) prohibits publicly identifying or shaming a child for unpaid meal charges, including taking disciplinary actions, refusing to serve a meal or providing an alternative option. It also requires all local or regional Education Boards to create or include a policy or procedure for collecting unpaid meal charges to employees and third-party vendors for school meals.  
*Signed into law by Governor. 6/16/2021*

[HB 6563](#) eliminates the requirement for schools that participate in the Community Eligibility Provision to collect, submit or retain forms requiring persons receiving food to report income information to receive assistance through the Emergency Food Assistance Program.  
*Dead. Died in Joint Committee on Human Services. 3/11/2021*

[SB 705](#) establishes the Office of Pandemic and Public Health Preparedness under Connecticut's Department of Education and requires it to submit a report that must include a plan to address staff shortages in schools, including food service personnel.  
*Dead. Died in Chamber. 5/10/2021*

[HB 6502](#) requires every school district to develop a plan for discontinuing the use of trays made from expanded polystyrene by July 1, 2022.  
*Dead. Died in Chamber. 3/30/2021*

[SB 36](#) prohibits any punitive action against students in public schools for unpaid meal charges and would allow public and private entities to donate funds to pay any remaining debt.  
*Dead. Died in Chamber. 5/26/2021*

[SB 222](#) establishes a task force to examine the impact of the U.S. Department of Agriculture's Final Rule impact concerning simplifying meal service and monitoring requirements in the National School Lunch Program and National School Breakfast Program.  
*Dead. Died in Joint Committee on Children. 1/22/2021*

[HB 5678](#) requires the Connecticut Commissioner of Social Services to seek approval from the Federal government to eliminate the requirement that a municipality that participates in the Community Eligibility Provision option also files the additional paperwork required to participate in The Emergency Food Assistance Program.  
*Dead. Died in Joint Committee on Human Services. 1/27/2021*

[HB 5778](#) requires any public school that receives a grant for a new construction project or renovation project to include the instillation of water bottle filling stations to increase student's access to free, easily accessible, and safe drinking water.  
*Dead. Died in Joint Committee on Education. 1/28/2021*

[SB 881](#) requires local boards of education that participate in the National School Lunch Program (NSLP) and qualify for the Community Eligibility Program (CEP) but do not implement it to submit a report citing reasons for not implementing, including impediments, to the Connecticut Department of Education.  
*Dead. Died in Chamber. 6/03/2021*

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## DELAWARE

[SB 140](#) prohibits public schools, including charter schools, from providing ready-to-eat food and beverages in expanded polystyrene containers.  
*Introduced and referred to Senate Committee on Environment & Energy. 5/18/2021*

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## DISTRICT OF COLUMBIA

[B24-0166](#) provides an additional \$0.25 per meal in reimbursement to providers or vendors of the Child and Adult Care Food Program (CACFP) and Summer Food Service Program (SFSP) when at least one component of the meal served is composed of a locally grown product.  
*Withdrawn. 6/14/2021*

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## FLORIDA

[HB 1369](#) requires foodservice establishments, including schools, to ensure that all food waste materials are recycled at an authorized composting facility, an anaerobic digestion facility or processed through another accepted recycling method.  
*Dead. Died in Regulatory Reform Subcommittee. 4/30/2021*

[HB 1191](#) or [S 1768](#) eliminates the reduced-price copayment for school breakfast, directing the Florida Department of Agriculture and Consumer Services to reimburse sponsors for each breakfast served that meets the Federal nutrition requirements under the Healthy Hunger-Free Kids Act (HHFKA).  
*HB 1191 - Dead. Died in Environment, Agriculture & Flooding Subcommittee. 4/30/2021*  
*S 1798 - Dead. Died in Appropriations Committee. 4/30/2021.*

[SB 1720](#) or [HB 517](#) requires any school or district that participates in the National School Lunch Program (NSLP) to offer a meal to all students regardless of ability to pay and prohibits any disciplinary action taken against a student with unpaid meal charges.

*SB 1720 - Dead. Died in Education Committee. 4/30/2021*

*HB 517 - Dead. Died in Early Learning & Elementary Education Subcommittee. 4/30/2021*

[HB 211](#) authorizes school boards to adopt programs and policies for students to leave school grounds during school lunch periods; however, all programs require parental consent for a student to participate.

*Dead. Died in Secondary Education & Career Development Subcommittee. 4/30/2021*

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## GEORGIA

[HR 208](#) recognizes the Georgia School Nutrition Association professionals for their work and dedication to serving meals to Georgia's students.

*House Read and Adopted. 2/22/2021*

[HB 710](#) requires any school that provides breakfast to make a Halal dietary selection available to any student that has submitted a written request from a parent or guardian.

*House Second Readers. 3/8/2021*

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## HAWAII

[HB 613](#) appropriates \$21,000,000 to Hawaii's Board of Education to fund school food services for the 2021-2022 fiscal year.

*Vetoed by Governor. 7/6/2021*

[SR 27](#) or [SCR 38](#) urges Hawaii's Department of Education's School Food Services Branch to adopt an addendum encouraging the purchase and use of Hawaiian-grown food and products in schools.

*Passed - certified copies of resolutions sent. 6/21/2021*

[SB 1251](#) establishes goals for Hawaii's Department of Agriculture's Farm to School program, including expanding the relationships between public schools and agricultural communities; also aiming to have 15% of the food served in public schools to locally source products by 2025.

*Carried over to 2022 Regular Session. 12/10/2021*

[SB 1311](#) establishes the Sustainable School Initiative that requires Hawaii's Department of Education to meet long-term food waste and sustainability targets, including locally sourcing 60% of school meals by 2035.

*Carried over to 2022 Regular Session. 12/10/2021*

[SB 943](#) or [HB 443](#) requires Hawaii's Department of Education to conduct a comprehensive cost analysis of the department's food services and School Meals Programs to increase the use of locally grown agricultural products.

*Carried over to 2022 Regular Session. 12/10/2021*

[HB 767](#) moves Hawaii's Farm to School program from its Department of Agriculture to the Department of Education.

*Signed into law by Governor. 7/2/2021*

[HB 515](#) requires the auditing of Hawaii's Department of Education's school food services branch to determine how much local produce is being purchased and served to students.

*Vetoed. 7/6/2021*

[SB 1385](#) requires Hawaii's Department of Education to develop a plan to provide students with more locally produced foods in school meals.

*Carried over to 2022 Regular Session. 12/10/2021*

[SB 463](#) authorizes the Hawaii Department of Education to create programs that encourage the development of gardens on school property.  
*Carried over to 2022 Regular Session. 12/10/2021*

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## IDAHO

[HB 62](#) Each LEA is entitled to a proportional share of premium payment allocation for students who are eligible for a free or reduced price lunch under the Richard B. Russell national school lunch act.  
*Sine Die. Referred to House Ways & Means Committee. 2/01/2021*

[S 1007](#) Defines "economically disadvantaged student" as a student that is eligible for a free or reduced-price lunch under the Richard B. Russell national school lunch act, excluding students who are eligible only through a school's community eligibility program.  
*Sine Die. Referred to House Committee on Education. 1/27/2021*

[HB 69](#) Defines "economically disadvantaged student" as a student that is eligible for a free or reduced-price lunch under the Richard B. Russell national school lunch act, excluding students who are eligible only through a school's community eligibility program.  
*Sine Die. Referred to House Committee on Education. 2/01/2021*

[HB 280](#) Amends existing law to revise provisions regarding professional endorsements. Defines "Economically disadvantaged student" as a student that is eligible for a free or reduced-price lunch under the Richard B. Russell national school lunch act, excluding students who are only eligible through a school's community eligibility program.  
*Signed into law by Governor on. 4/13/2021*

[HB 222](#) Defines "economically disadvantaged student" as a student that is eligible for a free or reduced-price lunch under the Richard B. Russell national school lunch act, excluding students who are eligible only through a school's community eligibility program.  
*Signed into law by Governor on. 4/13/2021*

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## ILLINOIS

[HB 4089](#) requires all public school districts to provide a plant-based lunch option to those students who have submitted a formal request seeking a plant-based alternative.  
*Referred to House Rules Committee. 5/25/2021*

[HB 3067](#) prohibits the sale or distribution of disposable polystyrene foam containers in schools, state and local government facilities.  
*Added Co-Sponsor Rep. Rita Mayfield. 12/13/2021*

[HR 77](#) urges Illinois' General Assembly to study and seek solutions for issues such as legislated salary parity, professional development and training, and access to health benefits for all education support professionals, including school foodservice staff.  
*Passed. Resolution Adopted. 4/23/2021*

[HR 266](#) urges the Illinois General Assembly to examine the impact of sugary beverages on children, specifically directing the Assembly to review federal guidelines on school nutrition and beverage products sold in public schools.  
*Passed. Resolution Adopted. 5/29/2021*

[HB 102](#) requires the Illinois Department of Public Health to develop in consultation with administrators and food service directors the establishment and distribution of anaphylactic policies to all public schools.  
*Signed into law by Governor. 8/20/2021*

[HB 1782](#) amends the Illinois School Code to exempt the operation of a school's food services from contract bidding requirements, including contracts for goods, services or management; this includes all schools that participate in any of the United States Department of Agriculture's child nutrition programs.

*Re-referred to House Rules Committee. 3/27/2021*

[SB 805](#) directs the Illinois Board of Education to develop and implement a School Unused Food Program that will allow public schools to provide food, previously unused by the school, to needy children of that school.

*Signed into law by Governor. 8/13/2021*

[SB 1973](#) prohibits using or distributing disposable polystyrene food service containers in public schools, state and local government facilities.

*Added as Co-Sponsor Sen. Ann Gillespie. 8/26/2021*

[SB 2236](#) amends the School Breakfast and Lunch Program Act to direct Illinois' Board of Education to develop and distribute the applications for the School Breakfasts Program, School Lunch Program and the Summer Food Service Program.

*Referred to Senate Assignments Committee. 2/26/2021*

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## INDIANA

[HB 1564](#) moves the administrative duties and authority of school lunch programs from Indiana's State Superintendent to its Secretary of Education.

*Signed into law by Governor. 4/8/2021*

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## IOWA

[HF 239](#) establishes "Local Farm Produce Program" to assist schools and districts with the purchasing fresh farm produce for school meals.

*Introduced, referred to House Committee on Agriculture. 1/27/2021*

[HF 114](#) directs Iowa's Department of Education to create a nutrition advisory panel to provide educational resources and technical assistance to schools related to school nutrition standards and guidelines.

*Introduced, referred to House Committee on Education. 1/21/2021*

[SF 359](#) or [SF 578](#) creates a Farm-to-School Fund under the Iowa Treasury to assist schools and districts in purchasing food products and commodities from Iowa farms.

*Signed into law by Governor. 6/8/2021*

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## KANSAS

*None as of December 31, 2021.*

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## KENTUCKY

[SB 129](#) creates penalties, including potential fines or prohibition of selling competitive foods, for any school or district that violates the minimum [nutritional standards](#) set by the state for any food sold outside school lunch programs.

*Signed into law by Governor. 3/23/2021*

[HB 208](#) directs the Kentucky Department of Education to seek waivers from the Federal government to reimburse school districts for meals or meal supplements served by the district, including waivers allowing service in non-congregate settings and reducing the mandatory wait times between serving meals to students during COVID-19.

*Signed into law by Governor. 3/4/2021*

[HB 384](#) permits schools that participate in the School Breakfast Program to authorize 15 minutes of instructional time to provide students the opportunity to eat breakfast at the start of the school day.  
*Referred to Senate Rules Committee. 3/12/2021*

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## LOUISIANA

*None as of December 31, 2021.*

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## MAINE

[HB 691](#) establishes a fund to address "Food Insecurity and Provide Nutrition Incentives" under Maine's Department of Agriculture, Conservation and Forestry. This fund is designed to encourage purchasing and consuming locally grown fruits and vegetables by providing up to \$50,000 annually to match providers' contributions, such as schools already participating in the Federal nutrition programs.  
*Passed the Senate. To be enacted, in concurrence. 7/2/2021*

[SB 1679](#) appropriates funding to cover the cost of offering free meals to all students that participate in the School Breakfast and National School Lunch Programs so that any student in Maine can access a school meal without charge.  
*Carried Over to any special or regular session of the 130th Legislature. 7/19/2021*

[LD 217](#) creates a tax deduction for any contribution or donation given to a public school to pay off student meal debt.  
*Dead. Died in Senate Taxation Committee. 4/28/2021*

[HP 482](#) requires school administrators to provide all students at least 30 minutes to eat lunch unless it has been determined, after a public hearing, that a 30-minute lunch period would be impracticable.  
*Passed the Senate. Became Law without Governor's Signature. 6/19/2021*

[SP 250](#) directs Maine's Department of Education to change the "Local Produce Fund" to the "Local Foods Fund" and maximizes state matching funds to encourage the purchase of locally produced foods for schools.  
*Signed into law by Governor. 7/8/2021*

[HP 707](#) requires Maine's Department of Education to develop an Internet-based application for free or reduced-price meals and for this application to be available on the department's publicly accessible website. It also allows any public school to publish an online application on its publicly accessible website.  
*Signed into law by Governor. 6/15/2021*

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## MARYLAND

[SB 723](#) establishes the Maryland Food System Resiliency Council to address the food insecurity crisis, including public school systems experiencing food insecurity and local procurement issues.  
*Enacted under Article II, Section 17(c) of the Maryland Constitution - Chapter 725. 5/30/2021*

[HB 831](#) establishes the Maryland Food System Resiliency Council to develop a strategic plan to increase food production and procurement in Maryland, including in schools; this council must include at least one expert on nutrition and public health.  
*Enacted under Article II, Section 17(c) of the Maryland Constitution - Chapter 725. 5/30/2021*

[HB 786](#) requires the Maryland Secretary of Human Services, the Secretary of Health and the State Superintendent to collaborate to simplify the application process for public assistance and health programs, including state and federal school nutrition programs.  
*Dead. Died in House Appropriations Committee. 2/1/2021*

## MASSACHUSETTS

[HB 3999](#) or [SB 2532](#) requires any school or district with an Identified Student Percentage (ISP) to implement the Federal Community Eligibility Provision 1 or Provision 2 to provide universal free school meals to students unless the district's school board votes to decline participation.

*Signed into law by Governor. 10/14/2021*

[HB 2972](#) promotes healthy alternatives to sugary drinks and imposes an excise tax on sugary drinks in order to establish Massachusetts' Children's Health Promotion Fund. A portion of these funds will be directed to Massachusetts' Department of Elementary and Secondary Education to support and promote nutrition programs in schools serving low-income communities.

*Hearing scheduled for 10/18/2021.*

[SB 349](#) directs Massachusetts' Department of Elementary and Secondary Education to establish the Massachusetts Farm to School Grant Program to provide funding to strengthen local food economies and improve student health and nutrition.

*Hearing scheduled for 01/04/2022. 12/27/2021*

[SB 1464](#) prohibits the marketing or advertising of sugary drinks in school buildings, athletic fields, facilities, signs, scoreboards, parking lots, school buses, equipment, vending machines, educational material or supplies.

*Hearing scheduled for 05/03/2021.*

[SB 284](#) amends Massachusetts' standards for health education in public schools to include instruction on nutrition and wellness programs.

*Hearing scheduled for 9/13/2021.*

[HB 4001](#) appropriates \$4,916,445 to Massachusetts' Department of Elementary and Secondary Education to improve School Breakfast Programs and for grants to strengthen Summer Food Service Programs.

*Reported, in part, by H4002. 7/9/2021*

[HB 564](#) directs all public schools that participate in food service programs to provide an itemized list of nutrition data and make this information publicly available monthly.

*Hearing scheduled for 01/04/2022. 12/27/2021*

[SB 1914](#) promotes healthy alternatives to sugary drinks by establishing the Commonwealth's Health Promotion Advisory Board, including a school food service advisor. This board will make recommendations concerning administering the Commonwealth's Health Promotion Fund to promote alternative beverages.

*Hearing scheduled for 10/18/2021.*

[SD 519](#) or [S 314](#) requires all schools to provide breakfast and lunch at no charge to any student in attendance. It directs all schools to maximize federal funds for the cost of school meals; the Massachusetts' Department of Elementary and Secondary Education shall reimburse schools for the remaining costs.

*Hearing scheduled for 01/04/2022. 12/27/2021*

[HD 1356](#) or [H 715](#) directs school districts to promote access to healthy meals, encourages the maximization of federal funds for school meals, and allows any school district that waives the reduced-price copay to receive reimbursement from the Massachusetts' Department of Elementary and Secondary Education.

*New draft substituted, see [H3999](#). 7/29/2021.*

[HD 1711](#) or [H 567](#) outlines Massachusetts' Department of Education's health education standards to include instruction on growth and physical development, fitness, nutrition and mental health.

*Hearing scheduled for 9/13/2021.*

[SD 1308](#) or [S 363](#) designates March 21st as Massachusetts' "Child Nutrition Day," annually, acknowledging the importance of child nutrition and school nutrition professionals.  
*Hearing scheduled for 1/04/2022. 12/27/2021*

[HD 2698](#) or [H 686](#) establishes a Farm to School Grant Program to promote healthy eating to students and strengthen Massachusetts's agricultural economy.  
*Hearing scheduled for 1/04/2022. 12/27/2021*

[HB 2226](#) creates a state commission to study the need to reduce salt and sugar content in meals served in restaurants, schools and the public.  
*Hearing scheduled for 10/07/2021.*

[SB 145](#) establishes a commission to study childhood hunger in Norfolk County due to the COVID-19 pandemic.  
*Hearing scheduled for 9/29/2021. 9/15/2021.*

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## **MICHIGAN**

[HB 4333](#) appropriates \$11,900,000 from the Michigan general fund to reimburse school districts participating in the School Breakfast Program for the 2021-2022 school year.  
*Bill Electronically Reproduced 2/24/2021. 2/25/2021*

[SB 102](#) prohibits a school from taking action against any student who cannot pay for a meal or has accumulated a meal debt.  
*Referred to Senate Committee on Education and Career Readiness. 2/04/2021*

[HB 4454](#) requires recyclables and food waste, including scraps from schools, public buildings, and related businesses, are either recycled or processed through specified composting practices.  
*Referred to Senate Committee on Regulatory Reform. 4/27/2021*

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## **MINNESOTA**

[HF 1729](#) establishes Minnesota's Healthy and Hunger-Free Schools Program to support students in achieving their full academic potential by allowing all students to access nutritious options at school and prohibits any practices that lead to the stigma associated with receiving free school meals.  
*Author added, Rep. Michael Howard. 3/11/2021*

[SB 1760](#) or [HF 1940](#) expands the Minnesota Farm to School Program to provide technical assistance, training and grants to increase the procurement of Minnesota-grown foods to help support local farmers and producers and expand students' access to healthy, fresh, locally produced foods.  
*SB 1760 - Authors added, Sen. Thomas Bakk and Sen John Hoffman. 3/4/2021*  
*HF 1940 - Introduction and first reading, referred to Agriculture Finance and Policy. 3/4/2021*

[SF 1901](#) requires any public school that qualifies to participate in the Community Eligibility Provision (CEP) and requires the Minnesota Department of Education to provide technical assistance to local educational agencies with CEP requirements.  
*Referred to Senate Committee on Education Finance and Policy. 3/8/2021*

[HF 784](#) appropriates \$40 million from the general fund to the Minnesota Department of Education to create a school breakfast and lunch debt forgiveness fund for school districts incurring unpaid meal costs.  
*Author added, Rep. Mike Freiberg. 4/09/2021*

[HF 149](#) requires all public schools that participate in the National School Lunch Program (NSLP) to adopt and post online a formal school meal policy prohibiting lunch shaming and communicating whether a collections agency will be utilized for unpaid meal debt.  
*Author added, Rep. Carlos Mariani. 3/17/2021*

[SF 800](#) appropriates \$40 million to the Minnesota Commissioner of Education to create the School Breakfast and Lunch Debt Forgiveness Fund to ensure school districts have the necessary support to provide every child a meal while in school.

*Author added, Sen. James Carlson. 3/01/2021*

[SF 777](#) amends Minnesota school meal policies to require any school that participates in the National School Lunch Program (NSLP) to adopt a formal approach on serving, accounting and meal debt, and distributing this policy to all students, including posting on an online forum.

*Author added, Sen. Charles Wiger. 3/15/2021*

[HF 1985](#) or [SF 1902](#) modifies the compensatory revenue for any school or district that participates in the Community Eligibility Provision program to use the student count from its first year of the four-year cycle for the 2022-2023 school year.

*HF 1985 - Author added, Rep. Cheryl Youakim. 4/06/2021*

*SF 1902 - Authors added, Sen Mary Kunesh and Sen. David Tomassoni. 3/24/2021*

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## MISSISSIPPI

[HB 792](#) directs the Mississippi Department of Agriculture and Commerce (MDAC) to establish the "Healthy Foods Access Program Act." This Act requires the MDAC to work with local public schools to identify food desert communities and establish weekly markets.

*Dead. Died in House Committee on Agriculture and Public Health and Human Services. 2/02/2021*

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## MISSOURI

[HB 2](#) appropriates \$321,443,177 to the Missouri Department of Elementary and Secondary Education for School Nutrition Services, specifically to reimburse schools participating in school food programs.

*Vetoed in part by Governor. 6/30/2021*

[HB 595](#) requires all public schools to implement a breakfast after the bell program, including any student who arrives late or arrives by a different transportation mode.

*Dead. Died in House Committee on Elementary and Secondary Education. 5/14/2021*

[HB 122](#) establishes a meal charge policy for addressing payment for meals, unpaid meal debt, the prohibition of stigmatizing actions, and other issues related to the school meal programs. This bill requires a school to notify a student's parent or legal guardian about the status of individual school meal accounts.

*Dead. Died in House Committee on Elementary and Secondary Education. 5/14/2021*

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## MONTANA

[HB 69](#) provides state funding to eliminate the reduced price copayments for breakfast and lunch for all students in Montana.

*Dead. Died in Process. 4/29/2021*

[HB 467](#) prohibits school personnel from taking disciplinary actions, including serving an alternate school meal, against a student who cannot pay for a school meal or has meal debt.

*Dead. Died in Process. 4/29/2021*

[HB 642](#) creates the Farm to School Grant Program under Montana's Office of Public Instruction. This grant program strengthens community relations with farmers and the students' connection to fresh, locally grown foods by providing grants to help shift school purchasing and education practices.

*Dead. Died in Process. 4/29/2021*

## NEBRASKA

[LR 180](#) creates an interim study to examine the identification of at-risk and economically disadvantaged students, specifically the impact of implementing the community eligibility provision and expansion of direct certification has had on current and future students.

*Notice of hearing for October 01, 2021.*

[LB 396](#) establishes the Nebraska Farm to School Program to purchase locally and regionally produced or processed food to improve child nutrition programs and strengthen local and regional farm economies.

*Signed into law by Governor on 5/25/2021.*

[LB 117](#) establishes the Hunger-Free Schools Act requiring all public schools to offer all eligible students' breakfast and lunch at no cost through Federal school meal programs. This act would also require each school to submit information regarding the number of breakfasts and lunches served to qualified students.

*Education AM421 filed. 3/11/2021*

[Amendment 421](#) of [LB 117](#) requires Nebraska's Department of Education to adopt the Hunger-Free Schools Act, stating that every student deserves access to healthy food during the school day.

*Education AM421 filed. 3/11/2021*

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## NEVADA

[SB 27](#) creates the Nevada School-Family Compact, a report that must include information describing the availability of free and reduced-price meals, including information regarding school breakfast, school lunch and summer meal program.

*Failed. 6/1/2021*

[SB 173](#) requires any school district's board of trustees or governing body to provide school breakfast and lunch to all students attending summer school and record the number of students participating in the meal program.

*Approved by the Governor. 6/7/2021*

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## NEW HAMPSHIRE

[HB 202](#) requires school boards that provide free or reduced-cost meals to refrain from specific actions that may stigmatize any child who requests such a meal but cannot pay or has unpaid meal debt.

*Dead. Died in Chamber. 4/07/2021*

[HB 618](#) prohibits disposable polystyrene food service containers in public schools, state and local government facilities.

*Dead. Died in Chamber. 3/15/2021*

[SB 155](#) provides reimbursements to private school bus owners delivering free and reduced-price lunch services to students learning remotely.

*Signed by the Governor. 7/09/2021*

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## NEW JERSEY

[A 3595](#) directs New Jersey's Department of Agriculture, in consultation with New Jersey's Department of Education, to establish an online application for the National School Lunch Program and School Breakfast Program.

*Introduced, referred to Assembly Education Committee. 3/05/2021*

[AB 3682](#) requires all public schools to comply with the U.S. Department of Agriculture's (USDA) more stringent school lunch and breakfast nutrition standards, adopted by the USDA in 2012.

*Introduced, referred to Assembly Education Committee. 3/16/2021*

[A 3346](#) prohibits the use or sale of disposable polystyrene food service containers at food services businesses, public schools, and state and local government facilities.

*Introduced, referred to Assembly Consumer Affairs Committee. 2/25/2021*

[A 5327](#) directs the New Jersey Department of Education to use the Statewide Education Initiatives Account to provide funding for statewide education initiatives, including expanding school breakfast and lunch programs.  
*Introduced, referred to Assembly Agriculture Committee. 1/29/2021*

[SJR 82](#) or [AJR 166](#) designates March 9 of each year "COVID-19 Heroes Day" in New Jersey to honor healthcare and food service workers maintaining services during the COVID-19 pandemic.  
*Approved P.L.2021, JR-1. 03/09/2021*

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## NEW MEXICO

*None as of December 31, 2021.*

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## NEW YORK

[S 1214](#) establishes the Schedules That Work Act, requiring employers to report time pay, split shift pay and advance notice of work schedules for retail, foodservice or sanitation employees, including school foodservice employees.  
*Referred to Senate Committee on Labor. 1/8/2021*

[S 3152](#) or [A 735](#) creates New York's Community Garden Task Force to identify and develop ways to encourage state agencies, municipalities, and schools to establish and expand community gardens; the task force must include representation from someone in school nutrition.  
*Signed by Governor. 12/01/2021*

[S 4602](#) or [AB 6857](#) imposes an excise tax on sugary drinks such as soda in order to establish New York's Children's Health Promotion Fund. This fund aims to improve the nutrition and quality of school meals and snacks and ensure free, clean drinking water for students throughout the school day.  
*S 4602 - Referred to Senate Committee on Budget and Revenue. 02/05/2021*  
*AB 6857 - Referred to Assembly Committee on Ways and Means. 04/12/2021*

[S 6289](#) or [AB 1874](#) requires all private food service companies to provide ingredient lists and nutritional information on the foods provided to school districts and instructs districts to publish this information online.  
*S 6289 – Referred to Committee on Education. 6/09/2021*  
*AB 1874 - Amend and recommit to Assembly Committee on Education. 5/25/2021*

[S 5151](#) or [AB 6527](#) prohibits all schools or school districts from filing lawsuits against any student's parent or guardian for unpaid meal fees.  
*Signed into law by Governor. 7/29/2021*

[AB 5561](#) limits the types of food that can be sold in vending machines at public schools, explicitly limiting the kinds of food to fruits, vegetables and whole grains, including a 200-calorie limit.  
*Enacting clause stricken. 9/15/2021*

[S 810](#) directs the Commissioner of Education to establish a New York state model wellness policy that complies with the local wellness policies required by the Healthy, Hunger-Free Kids Act of 2010.  
*Amend and recommit to Committee on Education. 1/12/2021*

[S 969](#) requires school districts to provide students with nutritional facts and ingredients before serving each school meal and allows for all meal information to be listed on the school district website.  
*Referred to Senate Committee on Education. 1/06/2021*

[S 1511](#) establishes the New York Farm to School Program and School Garden Fund to develop school gardens and purchase equipment and educational materials to promote students' consumption of local products.  
*Referred to Senate Committee on Finance. 1/12/2021*

[S 828](#) or [A 4265](#) requires specified public schools to offer Halal and Kosher meal options during lunch.

*S 828 - Referred to Senate Committee on Education. 1/06/2021*

*A 4265 - Referred to Assembly Committee on Education. 2/01/2021*

[A 301](#) or [S 1726](#) requires all public schools to provide plant-based food options during breakfast and lunch.

*A 301 - Referred to Assembly Committee on Education. 1/06/2021*

*S 1726 - Referred to Senate Committee on Education. 1/14/2021*

[S 1907](#) establishes a farm to school task force and directs the New York Commissioner of Education to develop a program that requires all public schools to provide fresh foods to all students by supporting local agriculture.

*Amend and recommit to Senate Committee on Agriculture. 3/11/2021*

[S 2894](#) requires all public schools to schedule lunch periods between two and one-half hours to consume lunch and no later than four hours after the start of the school day.

*Referred to Senate Committee on Education. 1/26/2021*

[S 4561](#) provides School Food Authorities with reimbursements for all meals served under the National School Lunch Program, Summer Seamless Option or the Summer Food Service Program during the COVID-19 state of emergency.

*Reported and committed to Senate Committee on Finance. 3/02/2021*

[A 4820](#) permits school food authorities to be eligible for a state subsidy of 25 cents per meal if it can demonstrate that at least 30% of food purchased was from New York state farmers, growers, producers or processors.

*Referred to Assembly Committee on Education. 2/08/2021*

[A 5159](#) directs the New York Commissioner of Education to develop a state model wellness policy in consultation with state agencies; once the policy is drafted, the commissioner must solicit feedback from experts and stakeholders, including school food service directors.

*Referred to Assembly Committee on Education. 2/11/2021*

[S 4644](#) or [AB 5682](#) directs the New York Department of Health to create healthy food service guidelines, which must feature nutritional standards for foods, beverages, and meals served in schools based on the National School Lunch Program's (NSLP) nutrition standards

*S 4644 - Committed to Senate Committee on Rules. 06/10/2021*

*AB 5682 - Amend and recommit to Assembly Committee on Governmental Operations. 5/20/2021*

[A 4851](#) requires any public school located in a city with over one million people to offer Halal food options during lunch.

*Referred to Assembly Committee on Education. 2/08/2021*

[A 1744](#) states that specific school staff must be trained in the Heimlich maneuver and requires at least one trained individual to be present while students are eating school meals.

*Referred to Assembly Committee on Education. 1/11/2021*

[A 5747](#) requires all public facilities and schools to institute food waste prevention measures and requires facilities that generate excess food waste to take steps to minimize such waste.

*Referred to Assembly Committee on Environmental Conservation. 2/24/2021*

[S 5659](#) requires the chancellor of the New York City Department of Education to establish a pilot program to provide easy frozen take-home meals to certified children located in the city of New York.

*Referred to Senate Committee on New York City Education. 3/15/2021*

[A 6282](#) establishes the "School Garden Fund" under New York's Department of Agriculture and Markets to purchase school equipment and educational materials to promote students' consumption of locally grown or produced products.

*Referred to Assembly Committee on Education. 3/12/2021*

## **NORTH CAROLINA**

[HB 550](#) directs the North Carolina Department of Public Instruction to allocate sufficient funding to assist public schools in providing breakfast and lunch at no charge to all students.

*Referred to House Committee on Appropriations. 4/14/2021*

[HB 946](#) appropriates \$3,900,000 from the General Fund to North Carolina's Department of Public Instruction for the 2022-2023 fiscal year to be used to cover school meal copays for all students who qualify for reduced-price lunches under the National School Lunch Program.

*Referred to House Committee on Rules, Calendar and Operations of the House. 5/12/2021*

[H 136](#) encourages all public schools to serve healthy, locally sourced foods, including the requirement that public schools make 100% muscadine grape juice available to all students as a part of the school's nutrition program or through the operation of vending facilities.

*Referred to Committee on Rules and Operations of the Senate. 3/25/2021*

[H 159](#) directs North Carolina's Board of Education to provide a uniform budget format to any public school that offers nutrition services and prohibits schools from assessing indirect costs unless the program has an operating balance of at least three months. It also requires the Department of Public Instruction to calculate each public school's nutrition program's operational balance.

*Re-referred to Senate Committee on Appropriations/Base Budget. 6/30/2021*

[H 230](#) directs North Carolina's state departments, public institutions, agencies, including local school administrative bodies, to submit a report annually to North Carolina's Department of Environmental Quality's Environmental Assistance and Customer Service regarding the amounts and types of materials collected for recycling.

*Re-referred to Senate Committee on Agriculture, Energy, and Environment. 7/22/2021*

[H 42](#) or [S 36](#) appropriates \$75 million for North Carolina's Department of Public Instruction to provide emergency school nutrition services for those schools participating in the National School Lunch Program, School Breakfast Program or Summer Food Service Program.

*Signed into law by Governor. 2/10/2021*

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## **NORTH DAKOTA**

[HB 1413](#) appropriates the necessary funds and requires the North Dakota Department of Public Instruction to provide grants to public schools to offer free breakfast and lunch to all students.

*Dead. Died in Chamber. 3/19/2021*

[HB 1275](#) creates the "Student Meal and Support Services Fund," which may be used to reimburse school districts for unpaid student lunch debt and to provide funding for student support services.

*Dead. Died in Chamber. 2/24/2021*

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## **OHIO**

*None as of December 31, 2021.*

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## **OKLAHOMA**

[HB 2695](#) creates the "School Lunch Workshop Revolving Fund," which allows Oklahoma's Board of Education to sponsor workshops for staff whose school or district participates in the National School Lunch Program (NSLP). This fund allows schools to develop, print and distribute materials, books and bulletins for school lunch programs.

*Referred to House Committee on Rules. 2/02/2021*

## OREGON

[HB 2784](#) redefines the "essential worker" employment category to include foodservice workers employed at any public, private or charter school, thereby extending "essential worker" benefits to school nutrition and foodservice professionals.  
*Failed. In House Committee on Revenue upon adjournment. 6/26/2021*

[HB 3338](#) directs the Oregon Department of Education to develop accountability measures related to school quality and student success indicators, including the amount of time students have to eat.  
*Failed. In House Committee on Education upon adjournment. 6/26/2021*

[HB 2060](#) expands the definition of "eligible student," and requires any school district that provides school lunch to also make breakfast accessible as part of a school breakfast program if 25% or more students are eligible for free or reduced-price meals.  
*Signed into law by Governor. 6/23/2021*

[SB 444](#) requires the Oregon Department of Education to use funding provided in the [Statewide Education Initiatives Account](#) to expand the school breakfast and lunch programs.  
*Failed. In Senate Committee on Finance and Revenue upon adjournment. 6/26/2021*

[HB 3104](#) directs the Oregon Department of Education to use the Statewide Education Initiatives Account to provide funding for statewide education initiatives, including expanding school breakfast and lunch programs.  
*Signed into law by Governor. 5/26/2021*

[Amendment 2](#) of [SB 225](#) directs Oregon's Department of Education to use funds set aside in the Statewide Education Initiatives Account to support statewide education initiatives, including expanding school breakfast and lunch programs.  
*Signed into law by Governor. 7/19/2021*

[SB 5513](#) amends a mandate under Oregon's Department of Education to establish that funds for the School Lunch Revolving Account and Common School Fund are now unlimited.  
*Signed into law by Governor. 7/19/2021*

[SB 5514](#) permits Oregon's Department of Education to spend up to \$2,850,375 from the State School Fund to provide lunches, at no charge to students eligible for reduced-price lunches under the United States Department of Agriculture's current Income Eligibility Guidelines.  
*Signed into law by Governor with line-item veto. 6/15/2021*

[HB 2536](#) requires a school or school district to offer lunches and breakfasts at no charge to students if that school or district meets the Federal requirements for Community Eligibility Provision or if a student is from a household with an income not exceeding 300% of federal poverty guidelines.  
*Signed into law by Governor. 6/01/2021*

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## PENNSYLVANIA

[HB 1259](#) directs the Pennsylvania Department of Health and Human Services to establish an anaphylactic policy for school districts, including guidelines and procedures developed in consultation with school administrators and school food service directors.  
*Referred to House Committee on Education. 4/21/2021*

[SB 298](#) encourages all school districts to adopt a formal school meal debt policy and requires any school with 60% or more Identified Student Percentages (ISP) to implement the Federal Community Eligibility Provision (CEP) or Provision 2 to provide universal free school breakfast and lunch to all students.  
*Referred to the Senate Committee on State Government. 3/04/2021*

## RHODE ISLAND

[S 33](#) requires each school district to annually file a description of instructional procedures and programs to Rhode Island's Department of Elementary and Secondary Education, including information on each school's nutrition and wellness programs.

*Dead. Died in House Committee on Education. 5/27/2021*

[S 37](#) establishes the "Plastic Waste Reduction Act" designed to reduce the use of plastic bags by retail and public establishments, including schools, by offering recyclable bag alternatives.

*Dead. Died in House Committee on Environment and Natural Resources. 5/05/2021*

[S 31](#) requires Rhode Island's Department of Education to provide suicide awareness and prevention training for all public school employees, specifically administrators, teachers and lunch personnel.

*Signed into law by Governor. 7/02/2021*

[S 104](#) or [H 5328](#) requires public schools to comply with recycling and composting laws, including the use of "share tables"

and promoting the donation of unspoiled nonperishable food by schools to food shelters.

*Signed into law by Governor. 7/12/2021*

[S 824](#) or [H 5931](#) amends the Rhode Island Board of Education Act to require all schools to provide breakfast and lunch at no charge to any student in attendance; specifically directing districts to maximize federal funds for the cost of school meals; the Rhode Island Department of Elementary and Secondary Education shall reimburse schools for the remaining costs.

*Dead. Died in Senate Committee on Education. 4/28/2021*

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## SOUTH CAROLINA

[HB 3006](#) prohibits any public school or district from using a debt collection service or assigning additional fees while collecting outstanding debt from students for school meals.

*Referred to Senate Committee on Education. 5/04/2021*

[HB 3319](#) prohibits school districts from penalizing any student who cannot pay for a school meal and requires South Carolina's Department of Education to develop and implement a template policy regarding collecting unpaid meal debt.

*Referred to Senate Committee on Education. 4/07/2021*

[HB 3883](#) amends South Carolina's Department of Education's calculation to exclude lunchtime as part of the instructional day.

*Referred to Senate Committee on Education. 4/07/2021*

[HCR 3955](#) commends the efforts of first responders, healthcare workers, school administrators, including food service staff, for their dedication during the COVID-19 pandemic.

*Referred to Senate Committee on Medical Affairs. 2/24/2021*

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## TENNESSEE

[HB 1431](#) requires local boards of education and Charter schools to incorporate water bottle filling stations as a part of any new school building, specifically in any food service area.

*Referred to Subcommittee on K-12 Education. 3/01/2021*

[SB 674](#) establishes the "Tennessee Anti-Lunch Shaming Act" which prohibits a school from taking action against any student who cannot pay for a meal or who has accumulated a meal debt.

*Referred to the Senate Committee on Education. 2/11/2021*

[SB 912](#) appropriates \$500,000 to the Tennessee Department of Education for the Breakfast After the Bell Program.

*Signed into law by Governor. 5/17/2021*

## TEXAS

[HB 150](#) establishes the Family Educational Relief Program, requiring the state's Comptroller to set a process for preapproval for any education service providers, distributors, and vendors, including an inspection of school food service items.

*Dead. Died in Chamber. 8/10/2021*

[SB 462](#) amends Texas's Transportation Services to include funding to transport school meals and instructional materials to students during a declared disaster.

*Signed into law by Governor. 6/14/2021*

[SB 396](#) requires school districts to establish a local school health advisory council to review the school district policies regarding the marketing and commercial advertising on district property of food products not offered through the school meal program.

*Dead. Died in Senate Committee on Education. 4/15/2021*

[HB 1989](#) creates the Protective Equipment Reserve Advisory Committee to ensure the distribution and preservation of Texas's reserve of personal protective equipment for essential personnel, including school food service workers.

*Signed into law by Governor. 6/14/2021*

[SB 1351](#) permits school districts or open-enrollment charter schools to donate surplus or excess food to nonprofit organizations.

*Signed into law by Governor. 6/14/2021*

[HB 3454](#) states that any person formerly convicted of a nonviolent, nonsexual offense is eligible for employment in a public school as a food service worker.

*Dead. Died in House Committee on State Affairs. 3/22/2021*

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## UTAH

[HB 450](#) establishes the Supplemental Educator COVID-19 Stipend and removes the exclusion for contracted employees of a Local Education Agency (LEA), including school foodservice workers.

*Signed into law by Governor. 3/17/2021*

[HB 372](#) delays the start by which all public schools must serve breakfast using an "alternative breakfast service model" until the 2022-2023 School year.

*Signed into law by Governor. 3/17/2021*

[HB 371](#) directs Utah's Department of Alcohol to deposit 10% of the total gross revenue from liquor sales within the state to the Uniform School Fund to help support the school meals program.

*Signed into law by Governor. 3/17/2021*

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## VERMONT

[H 106](#) creates the goal that at least 20% of all foods purchased by Vermont school districts or boards shall be locally produced foods by 2023. It also requires all school boards operating a school meal program to report to the Agency of Education an estimate of the costs of all foods purchased by the school board that were locally produced.

*Signed into law by Governor. 6/08/2021*

[H 32](#) or [S 100](#) requires all public schools in Vermont to make school breakfast and lunch available to all students at no charge. Vermont's Education Fund will bear any meal cost that is not reimbursed through Federal funds.

*H 32 - Referred to the House Committee on Education. 1/07/2021*

*S 100 - Referred to the House Committee on Education. 5/04/2021*

[H 150](#) creates incentives for schools to purchase locally produced foods and establishes the goal that by 2024, at least 20% of all foods purchased for school meals shall be locally sourced.  
*Referred to the House Committee on Education. 1/28/2021*

[H 163](#) requires schools and unions to provide mandatory annual anti-bias professional development training to all school district members, including food service workers.  
*Referred to the House Committee on Education. 1/29/2021*

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## VIRGINIA

[SR 510](#) commends the school nutrition team at Montclair Elementary School in Dumfries, Virginia, for their efforts and dedication to ensuring the Montclair Cardinal community and its students had access to school meals while schools were closed during the COVID-19 pandemic.  
*Passed by Senate. 2/18/2021*

[SR 553](#) commends Loudoun County Public Schools (LCPS) nutrition services and transportation division for their exceptional dedication to providing meals to students despite the challenges presented by COVID-19. Since the start of the pandemic, the LCPS food service team has prepared approximately 5 million breakfasts and lunches, including hundreds of thousands of dinners and snacks to feed students and children across the district.  
*Passed by Senate. 2/27/2021*

[HR 598](#) commends Fredericksburg City Public Schools (FCPS) nutrition services for their dedication to providing meals to students despite the challenges presented by the COVID-19 pandemic. Throughout the pandemic, FCPS has continued to operate its nutrition program, serving a total of more than 400,000 meals at multiple locations throughout the district.  
*Passed by House. 2/27/2021*

[HR 599](#) commends Stafford County Public Schools (SCPS) nutrition services for their commitment to providing meals to students despite the challenges presented by the COVID-19 pandemic. Stafford County Public Schools successfully prepared, transported, and served over 18,120 meals to students and families during the first week of school closures.  
*Passed by House. 2/27/2021*

[SB 1317](#) requires all local school boards to establish and implement policies to provide open enrollment to any eligible student to receive a free or reduced price meal.  
*Dead. Died in Chamber. 2/02/2021*

[HR 244](#) commends Henrico County Public Schools (HCPS) nutrition services for their dedication to provide meals to students despite the challenges presented by the COVID-19 pandemic. HCPS nutrition services reworked its entire service model, creating 129 meal distribution sites at 69 schools and other locations and initiating delivery to 60 bus stop locations.  
*Dead. Died in Chamber. 2/01/2021*

[HR 323](#) commends Prince William County Public Schools (PWCPS) nutrition services for their exceptional dedication to provide meals to students despite the challenges presented by COVID-19. The PWCPS nutrition team has managed to serve more than 12.5 million meals since the onset of the pandemic in March 2020.  
*Dead. Died in Chamber. 2/08/2021*

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## WASHINGTON

[HB 1139](#) requires any school whose water tested positive for lead to develop a school action plan to eliminate any lead in water used for drinking, cooking or food preparation in consultation with a local health agency.  
*Signed into law by Governor. 5/03/2021*

[HB 1080](#) appropriates grants to school districts to improve child nutrition and purchase kitchen equipment or upgrades, including creating school gardens or greenhouses to provide students with better access to fresh produce.  
*Signed into law by Governor. 5/18/2021*

[SB 5092](#) or [HB 1094](#) appropriates \$118,000 from the state's General Fund to increase the number of schools participating in the Federal Community Eligibility Provision (CEP) and expand the Breakfast After the Bell Program.  
*Signed into law by Governor, partially vetoed. 05/18/2021*

[HB 1342](#) provides state funding to eliminate the reduced price copayments for breakfast and lunch for all students in Washington.  
*Signed into law by Governor. 4/16/2021*

[SB 5128](#) permits schools and school districts providing remote or partially remote instruction to use state funds previously allocated for student transportation to be used to deliver school meals to students.  
*Signed into law by Governor. 5/10/2021*

[SB 5451](#) appropriates \$66,000 to the Office of the Superintendent of Public Instruction to evaluate and implement best practices and procedures for ensuring that student lunch periods include a seated lunch duration of at least twenty minutes.  
*Referred to the Senate Committee on Ways & Means. 2/12/2021*

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## **WEST VIRGINIA (1<sup>ST</sup> SESSION)**

[HB 3224](#) directs West Virginia's Department of Agriculture to establish a two-year pilot program to provide fresh and affordable produce to residents in communities located in rural areas. If enacted, this program would create local markets by partnering with local public schools to make fruits and vegetables more affordable to families and individuals with limited access.  
*Referred to House Committee on Agriculture and Natural Resources. 3/16/2021*

[HB 2268](#) establishes mandatory school food service guidelines for the 2021-2022 school year, changing the minimum ratio of one school cook for every 110 meals prepared and served.  
*Referred to the House Committee on Education. 2/10/2021*

[HB 3103](#) creates an annual credit of \$500 against personal income tax for teachers and school service personnel, including school food service workers.  
*Referred to the House Committee on Finance. 3/12/2021*

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## **WISCONSIN**

*None as of December 31, 2021.*

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## **WYOMING**

[HB 52](#) establishes the "Wyoming School Protein Enhancement Project" to provide grants to school districts to increase the availability of Wyoming meat products in school nutrition programs.  
*Signed into law by Governor. 4/02/2021*