

**PROPOSED AMENDMENTS TO
HOUSE BILL 2721**

1 On page 1 of the printed bill, delete lines 5 through 30 and delete page
2 2 and insert:

3 **“SECTION 1.** ORS 336.431 is amended to read:

4 **“336.431. (1) The Department of Education shall administer a Farm-**
5 **to-School Grant Program as provided by this section.**

6 **“[(1)] (2)** A school district may apply to the department [*of Education for*
7 *a grant to be used by the school district for one or more of the following pur-*
8 *poses]* **for a grant as follows:**

9 **“(a) [To reimburse] As a noncompetitive grant to assist** the school
10 **district with paying** for costs incurred by the school district to purchase
11 [*Oregon food products described in subsection (3) of this section]* **food**
12 **produced or processed in this state; or**

13 **“(b) As a competitive grant** to fund food-based, agriculture-based and
14 garden-based educational activities in **the** school [*districts]* **district.**

15 **“[(2) The Department of Education shall distribute grant moneys under this**
16 **section in a manner that ensures that:]**

17 **“[(a) At least 80 percent of the moneys distributed are used for reimburse-**
18 **ments as described in subsection (1)(a) of this section; and]**

19 **“[(b) At least 10 percent of the moneys distributed are used for the educa-**
20 **tional activities described in subsection (1)(b) of this section.]**

21 **“(3)(a) Based on a noncompetitive process, the department shall**
22 **provide grants to school districts to assist in paying for the costs in-**

1 **curred by the school district to purchase food produced or processed**
2 **in this state. The amount of a grant awarded as provided by this sub-**
3 **section shall be determined by the department based on the number**
4 **of lunches served by the school district during the previous school year**
5 **under the United States Department of Agriculture’s National School**
6 **Lunch Program.**

7 “[(3)(a)] **(b)** *[If a school district receives any grant moneys under this sec-*
8 *tion for reimbursements, the school district]* **A school district that receives**
9 **a grant under this subsection** shall use the moneys for the costs incurred
10 by the school district to purchase *[Oregon]* food products that were:

11 “(A) Purchased on or after the date the school district received *[the*
12 *moneys for the grant]* **notification from the Department of Education of**
13 **the amount to be distributed to the school district as provided by this**
14 **subsection;**

15 “(B) Produced or processed in Oregon; and

16 “(C) Used *[in]* **for** meals that are **served as** part of the United States
17 Department of Agriculture’s *[National School Lunch Program]* **child nutri-**
18 **tion programs.**

19 “*[(b) For Oregon food products that satisfy the requirements of paragraph*
20 *(a) of this subsection, reimbursements shall be in an amount that equals the*
21 *lesser of:]*

22 “*[(A) The amount paid per meal by the school district to purchase the*
23 *Oregon food products; or]*

24 “*[(B) Fifteen cents for every school lunch that is served as part of the*
25 *United States Department of Agriculture’s National School Lunch Program*
26 *and that uses Oregon food products.]*

27 “*[(c) A school district that receives moneys for reimbursement as provided*
28 *by paragraph (b) of this subsection:]*

29 “*[(A) Must use the moneys to purchase foods produced or processed in*
30 *Oregon; and]*

1 “[B] *May not use the moneys to supplant purchases of food products with*
2 *federal moneys, but may use the moneys to pay for the difference in cost be-*
3 *tween food products that are of higher quality and food products that are al-*
4 *lowed to be purchased with federal moneys.*]

5 “(4)(a) **Based on a competitive process, the Department of Educa-**
6 **tion shall provide grants to school districts or nonprofit organizations,**
7 **or commodity commissions or councils organized under ORS 576.051**
8 **to 576.455 or ORS chapter 577 or 578, to assist in paying for the costs**
9 **incurred to provide food-based, agriculture-based or garden-based ed-**
10 **ucational activities in the school district.**

11 “[4] (b) *[If a school district receives any moneys under this section for*
12 *educational activities, the school district]* **An entity identified in paragraph**
13 **(a) of this subsection that receives a grant under this subsection** shall
14 use the moneys for costs directly associated with the educational activities,
15 including staff time, travel costs and equipment purchased for the activities.

16 “[5] *The Department of Education shall consult with the State Department*
17 *of Agriculture to determine the recipients and amounts of grants awarded*
18 *under this section.*]

19 “[6] *The Department of Education may award a grant to a school district*
20 *under this section only if the school district can demonstrate that the school*
21 *district:]*

22 “[a] *Has a program to purchase Oregon food products and a program to*
23 *provide food-based, agriculture-based or garden-based educational activities;*
24 *or]*

25 “[b] *Is developing the programs described in paragraph (a) of this sub-*
26 *section that the school district does not have at the time of application.*]

27 “[7] (c) When awarding grants under this [section,] **subsection:**

28 “(A) Preference shall be given to [school districts] **entities that propose**
29 **educational activities that:**

30 “[a] *Propose farm-to-school projects or school garden projects that:]*

1 “[(A)] (i) Are well designed;
2 “[(B)] *Incorporate positive changes in food purchasing;*
3 “[(C)] (ii) Promote healthy food activities;
4 “[(D)] (iii) Have clear educational objectives;
5 “[(E)] (iv) Involve parents or the community; *[and]*
6 “[(F)] *Have high potential for job creation;*
7 “(v) **Are connected to a school district’s farm-to-school procure-**
8 **ment activities; and**
9 “(vi) **Are culturally relevant to the students being served by the**
10 **grant moneys.**
11 “(d) **The department must ensure that the recipients of grants un-**
12 **der this subsection:**
13 “[(b)] (A) Represent a variety of **school** sizes and geographic locations;
14 and
15 “[(c)] (B) Serve a high percentage of children who qualify for free or re-
16 duced price school meals under the United States Department of
17 Agriculture’s National School Lunch Program.
18 “[(8)] (5) The Department of Education shall consult with the State De-
19 partment of Agriculture to:
20 “(a) Develop rules and standards related to the grants awarded under this
21 section.
22 “(b) **Determine the recipients and amounts of grants awarded under**
23 **this section.**
24 “[(9)] (6) The Department of Education may expend for the administrative
25 costs incurred under this section no more than two percent of all moneys
26 received by the department for the grant program.
27 “**SECTION 2. In addition to and not in lieu of any other appropri-**
28 **ation, there is appropriated to the Department of Education, for the**
29 **biennium beginning July 1, 2015, out of the General Fund, the amount**
30 **of \$5,607,729, which shall be expended as follows:**

1 **“(1) \$4,581,479 for noncompetitive grants described in ORS 336.431**
2 **(3).**

3 **“(2) \$916,295 for competitive grants described in ORS 336.431 (4).**

4 **“(3) \$109,955 for costs incurred by the department in administering**
5 **the grant program described in ORS 336.431.**

6 **“SECTION 3. This 2015 Act being necessary for the immediate**
7 **preservation of the public peace, health and safety, an emergency is**
8 **declared to exist, and this 2015 Act takes effect July 1, 2015.”.**

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