

## HOUSE AMENDMENTS TO HOUSE BILL 2038

By COMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

April 10

1 In line 2 of the printed bill, after the semicolon insert “creating new provisions; amending ORS  
2 336.431;”.

3 After line 3, insert:

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

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

7 “(2) A school district may apply to the department for a grant as follows:

8 “(a) As a noncompetitive grant to assist the school district with paying for costs incurred by the  
9 school district to purchase food produced or processed in this state; or

10 “(b) As a competitive grant to fund food-based, agriculture-based and garden-based educational  
11 activities in the school district.

12 “(3)(a) Based on a noncompetitive process, the department shall provide grants to school dis-  
13 tricts to assist in paying for costs incurred by the school district to purchase food produced or  
14 processed in this state. The amount of a grant awarded as provided by this subsection shall:

15 “(A) Be determined by the department based on the number of lunches served by the school  
16 district during the previous school year under the United States Department of Agriculture’s Na-  
17 tional School Lunch Program.

18 “(B) **Exclude the liquid form of milk and perishable bakery products, including bread,**  
19 **buns and rolls.**

20 “(b) A school district that receives a grant under this subsection shall use the moneys for the  
21 costs incurred by the school district to purchase food products that were:

22 “(A) Purchased on or after the date the school district received notification from the Depart-  
23 ment of Education of the amount to be distributed to the school district as provided by this sub-  
24 section;

25 “(B) Produced or processed in this state; and

26 “(C) Used for meals that are served as part of the United States Department of Agriculture’s  
27 child nutrition programs.

28 “(4)(a) Based on a competitive process, the department shall provide grants [*to school districts*  
29 *or nonprofit organizations, or commodity commissions or councils organized under ORS 576.051 to*  
30 *576.455 or ORS chapter 577 or 578,*] to assist in paying the costs incurred to provide food-based,  
31 agriculture-based or garden-based educational activities in the school district. **Grants may be**  
32 **provided to:**

33 “(A) **School districts;**

34 “(B) **Education service districts;**

35 “(C) **Federally recognized Indian tribes;**

1       **“(D) Schools overseen by the Bureau of Indian Education;**  
2       **“(E) Nonprofit organizations;**  
3       **“(F) Commodity commissions or councils organized under ORS 576.051 to 576.455 or ORS**  
4 **chapter 577 or 578; or**  
5       **“(G) Soil and water conservation districts organized under ORS 568.210 to 568.808 and**  
6 **568.900 to 568.933.**  
7       “(b) An entity identified in paragraph (a) of this subsection that receives a grant under this  
8 subsection shall use the moneys for costs directly associated with the educational activities, in-  
9 cluding staff time, travel costs and equipment purchased for the activities.  
10       “(c) When awarding grants under this subsection, preference shall be given to entities that  
11 propose educational activities that:  
12       “(A) Are well designed;  
13       “(B) Promote healthy food activities;  
14       “(C) Have clear educational objectives;  
15       “(D) Involve parents or the community;  
16       “(E) Are connected to a school district’s farm-to-school procurement activities; and  
17       “(F) Are culturally relevant to the students being served by the grant moneys.  
18       “(d) The department must ensure that the recipients of grants under this subsection:  
19       “(A) Represent a variety of school sizes and geographic locations; and  
20       “(B) Serve a high percentage of children who qualify for free or reduced price school meals  
21 under the United States Department of Agriculture’s National School Lunch Program.  
22       “(5) The Department of Education shall consult with the State Department of Agriculture to:  
23       “(a) Develop rules and standards related to the grants awarded under this section.  
24       “(b) Determine the recipients and amounts of grants awarded under this section.  
25       “(6) The Department of Education may expend for the administrative costs incurred under this  
26 section no more than two percent of all moneys received by the department for the grant program.  
27       **“SECTION 2. The amendments to ORS 336.431 by section 1 of this 2017 Act apply to costs**  
28 **incurred by a school district on or after July 1, 2017.”.**  
29       In line 4, delete “1” and insert “3”.  
30       In line 11, delete “2” and insert “4”.  
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