

B-Engrossed
House Bill 3454

Ordered by the Senate June 30
Including House Amendments dated June 7 and Senate Amendments
dated June 30

Sponsored by Representatives MCLANE, CLEM; Representatives HUFFMAN, SMITH DB, SOLLMAN

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Describes actions school districts are required to take or are prohibited from taking regarding students who are unable to pay for meals.

Declares emergency, effective July 1, 2017.

A BILL FOR AN ACT

1
2 Relating to school meals; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) A school district that makes meals accessible to students at school sites**
5 **under the United States Department of Agriculture's National School Lunch Program or**
6 **School Breakfast Program:**

7 (a) **Must provide a United States Department of Agriculture reimbursable meal to a**
8 **student who requests the meal:**

9 (A) **Unless the student's parent or guardian has provided written permission to the**
10 **school district to withhold a meal from the student; and**

11 (B) **Regardless of whether the student has money to pay for the meal or owes money for**
12 **meals; and**

13 (b) **May not require that a student throw away a meal after the meal has been served**
14 **because of the student's inability to pay for the meal or because money is owed for meals.**

15 (2) **If a student owes money for five or more meals, a school district shall:**

16 (a) **Determine if the student has been identified as being categorically eligible for free**
17 **school meals and can be directly certified without application;**

18 (b) **If the student has not been identified as described in paragraph (a) of this subsection,**
19 **make at least two attempts to contact the student's parent or guardian to have the parent**
20 **or guardian fill out an application to determine if the student is eligible for free or reduced**
21 **price lunches under the United States Department of Agriculture's current Income Eligibility**
22 **Guidelines; and**

23 (c) **If the student is not eligible or the parent or guardian does not fill out an application**
24 **as described in paragraph (b) of this subsection, make reasonable efforts to contact the**
25 **parent or guardian and to offer assistance filling out an application, if appropriate.**

26 (3) **A school district may not:**

27 (a) **Publicly identify or stigmatize a student who cannot pay for a meal or who owes**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 money for a meal by requiring that the student wear a wristband, hand stamp or other
2 identifying marker or by serving the student an alternative meal; or

3 (b) Require a student who cannot pay for a meal or who owes money for a meal to do
4 chores or other work to pay for meals, unless all other students do similar chores or work
5 regardless of whether money is owed for meals.

6 (4)(a) A school district shall direct communications about amounts owed by a student for
7 meals to the student's parent or guardian and not to the student.

8 (b) Nothing in this subsection prohibits a school district from sending home a letter with
9 a student addressed to the parent or guardian of the student.

10 (5) A school district may not require a parent or guardian to pay fees or costs from
11 collection agencies hired to collect moneys owed for meals.

12 SECTION 2. Section 1 of this 2017 Act first applies to the 2017-2018 school year.

13 SECTION 3. This 2017 Act being necessary for the immediate preservation of the public
14 peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect
15 July 1, 2017.
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