

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Malone**

A Bill

SENATE BILL 600

5
6

7 **For An Act To Be Entitled**

8 "AN ACT TO PROVIDE A THREE-YEAR IMPLEMENTATION OF A SCHOOL
9 BREAKFAST PROGRAM IN CERTAIN PUBLIC SCHOOLS OF THIS STATE;
10 AND FOR OTHER PURPOSES."

11

12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

13

14 SECTION 1. (a) (1) Beginning with the 1991-92 school year, any schools
15 located in a school district in which forty percent (40%) or more of the
16 students enrolled in the school on October 1 of the preceding school year were
17 eligible for free or reduced price meals, shall establish a school breakfast
18 program.

19 (2) Beginning with the 1992-93 school year, any schools located
20 in a school district in which thirty-five percent (35%) or more of the
21 students enrolled in the school on October 1 of the preceding school year were
22 eligible for free or reduced price meals, shall establish a school breakfast
23 program.

24 (3) Beginning with the 1993-94 school year, any schools located
25 in a school district in which twenty percent (20%) or more of the students
26 enrolled in the school on October 1 of the preceding school year were eligible
27 for free or reduced price meals, shall establish a school breakfast program.

28 (b) Nothing in this act shall be interpreted to prevent a school
29 district not covered herein from implementing a school breakfast program or to
30 prevent a school district from implementing a school breakfast program during
31 an earlier year than required under this act.

32 (c) The State Department of Education may promulgate rules and
33 regulations necessary for implementation of this act in compliance with
34 federal guidelines.

35 (d) (1) The State Board of Education may grant a one-year waiver to the

1 requirements of this act to a school covered by this act which lacks
2 facilities or equipment to offer a school breakfast program and in which the
3 acquisition of such by the district would work an extreme hardship during the
4 required year. However, such waiver shall expire and may not be renewed at
5 the beginning of the following school year.

6 (2) In any high school under the requirements of this act, if fifty
7 percent (50%) or more of the eligible students refuse to participate in the
8 school breakfast program during any year of the program as demonstrated by
9 sufficient proof to the State Department of Education, the State Board of
10 Education may grant a waiver from the requirements of this act to the high
11 school.

12 (e) The State Department of Education is hereby authorized to withhold
13 minimum foundation program aid from any school district which fails to comply
14 with the provisions of this act.

15

16 SECTION 2. All provisions of this act of a general and permanent nature
17 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
18 Revision Commission shall incorporate the same in the Code.

19

20 SECTION 3. If any provision of this act or the application thereof to
21 any person or circumstance is held invalid, such invalidity shall not affect
22 other provisions or applications of the act which can be given effect without
23 the invalid provision or application, and to this end the provisions of this
24 act are declared to be severable.

25

26 SECTION 4. All laws and parts of laws in conflict with this act are
27 hereby repealed.

28

/s/Malone

30

31

32

33

34

35

36