



# HOUSE BILL No. 4111

January 17, 1995, Introduced by Reps. Voorhees, Whyman, Dalman, Horton, Sikkema, DeLange, Bullard, Crissman, Lowe and Perricone and referred to the Committee on Education.

A bill to amend section 1272a of Act No. 451 of the Public Acts of 1976, entitled as amended

"The school code of 1976,"

as amended by Act No. 335 of the Public Acts of 1993, being section 380.1272a of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1272a of Act No. 451 of the Public Acts  
2 of 1976, as amended by Act No. 335 of the Public Acts of 1993,  
3 being section 380.1272a of the Michigan Compiled Laws, is amended  
4 to read as follows:

5 Sec. 1272a. (1) The board of a K to 12 school district  
6 shall, and the board of a primary school district or a fourth  
7 class school district that does not operate a K to 12 program  
8 may, establish and operate a program under which lunch is made

1 available to all full-time pupils enrolled and in regular daily  
2 attendance at each public school of the school district.

3       (2) ~~The~~ EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION,  
4 THE board of a K to 12 school district shall establish and oper-  
5 ate a program under which breakfast is made available to all  
6 full-time pupils enrolled and in regular daily attendance at each  
7 public school of the school district unless ~~no more than~~ 20% OR  
8 FEWER of the ~~lunches served the immediately preceding year were~~  
9 TOTAL PUPILS IN MEMBERSHIP IN THE DISTRICT RECEIVED free or  
10 reduced price lunches provided pursuant to section 1272b(c)  
11 ~~and,~~ IN THE IMMEDIATELY PRECEDING SCHOOL YEAR. THE BOARD OF A  
12 SCHOOL DISTRICT MAY EXEMPT THE SCHOOL DISTRICT FROM THE REQUIRE-  
13 MENTS OF THIS SUBSECTION IF, after a public hearing on the issue,  
14 which shall be held annually with notice to parents and pupils,  
15 the board decides not to operate ~~such~~ a BREAKFAST program UNDER  
16 THIS SUBSECTION and publishes a public justification report  
17 explaining its decision. The board of a primary school district  
18 or a fourth class school district that does not operate all of  
19 grades K to 12 may establish and operate a school breakfast  
20 program.

21       (3) To the extent permitted by federal law, the department  
22 shall encourage innovative cost effective models of breakfast  
23 distribution designed to maximize pupil participation.