

E2SHB 1272 - S COMM AMD

By Committee on Early Learning & K-12 Education

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The legislature recognizes that
4 proper nutrition is essential for a student's overall physical and
5 emotional health, and that good health promotes success within and
6 outside of academic environments.

7 (2) The legislature also recognizes that it has made recent and
8 historic investments in Washington's public school system, but that
9 the benefits of those investments cannot be fully realized if
10 students' nutritional needs are unmet.

11 (3) The legislature finds that all students should have a lunch
12 period that provides them with an adequate amount of time to obtain,
13 sit down, and consume a meal, and that when students have inadequate
14 lunch periods, they may make meal choices of convenience that do not
15 promote physical and emotional health.

16 (4) The legislature further finds that federal regulations
17 adopted by the food and nutrition service of the United States
18 department of agriculture to implement the national school lunch act,
19 Title 42 U.S.C. Sec. 1751 et seq., encourage schools to provide
20 sufficient lunch periods that are long enough to give all students
21 adequate time to be served and to eat their lunches, but that in many
22 instances, the duration of school lunch periods are constrained by
23 educational and other factors.

24 (5) The legislature, therefore, in accordance with corresponding
25 provisions in the 2019-2021 omnibus operating appropriations act,
26 intends to promote school lunch periods of adequate duration through
27 designated demonstration sites, the development and implementation of
28 model policies and procedures, and other actions intended to ensure
29 that students have an adequate amount of time to obtain, sit down,
30 and consume a meal.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.235
2 RCW to read as follows:

3 The definitions in this section apply throughout sections 3 and 5
4 of this act and RCW 28A.235.150 unless the context clearly requires
5 otherwise.

6 (1) "Lunch period" means the total time that students are
7 allotted for obtaining and consuming lunches. "Lunch period" includes
8 the student time spent obtaining and consuming a lunch.

9 (2) "Seated lunch duration" means the time that students have to
10 sit and consume their lunch. "Seated lunch duration" is determined by
11 subtracting the time students spend traveling to and from the
12 cafeteria or other location where lunches are served, and obtaining a
13 lunch, from the lunch period. "Seated lunch duration" includes time
14 required for properly returning cafeteria trays or other items and
15 clean-up duties generally expected of all students.

16 NEW SECTION. **Sec. 3.** A new section is added to chapter 28A.235
17 RCW to read as follows:

18 (1)(a) The superintendent of public instruction shall designate
19 six public schools as demonstration sites to implement and evaluate
20 procedures to ensure that students have a lunch period that:

21 (i) Includes a seated lunch duration of at least twenty minutes
22 for the consumption of their food; and

23 (ii) Is reflective of the time spent traveling to and from the
24 location where lunches are served and the time spent obtaining a
25 lunch.

26 (b) The selected demonstration sites must reflect diversity of
27 school types, locations, and student populations. The selection
28 process must include, but not be limited to, considerations related
29 to school geography, student enrollment, socioeconomic factors, and
30 school campus size.

31 (2) Schools designated as demonstration sites may not serve
32 students in a grade higher than six and must be selected through an
33 application process developed for this purpose by the superintendent
34 of public instruction. The application process must allow applicant
35 schools to identify academic and nonacademic measures that they will
36 monitor as a result of being designated as a demonstration site. A
37 school may not be designated as a demonstration site for less than
38 ninety school days nor more than two school years.

1 (3) Schools designated as demonstration sites must share
2 recommendations, technical guidance, average seated lunch durations
3 before and after implementing procedures in accordance with
4 subsection (1) of this section and other applicable data, and best
5 practices with the office of the superintendent of public instruction
6 and any school or school district seeking to implement similar lunch
7 period procedures.

8 (4) The office of the superintendent of public instruction shall
9 provide technical assistance to schools selected as demonstration
10 sites.

11 (5) The office of the superintendent of public instruction shall
12 report its findings and recommendations to the governor, and in
13 accordance with RCW 43.01.036, the education committees of the house
14 of representatives and the senate by July 1, 2021. The report
15 required by this subsection must include a summary of the information
16 provided by schools to the office of the superintendent of public
17 instruction under subsection (3) of this section.

18 (6) This section expires August 31, 2021.

19 **Sec. 4.** RCW 28A.235.150 and 2018 c 8 s 7 are each amended to
20 read as follows:

21 (1)(a) To the extent funds are appropriated for this specific
22 purpose, the superintendent of public instruction may award grants to
23 school districts to:

24 (i) Increase awareness of and participation in school breakfast
25 and lunch programs, including breakfast after the bell programs;

26 (ii) Improve program quality, including the nutritional content
27 of program food and the promotion of nutritious food choices by
28 students;

29 (iii) Promote innovative school-based programs, including but not
30 limited to developing gardens that provide produce used in school
31 breakfast or lunch programs; (~~and~~)

32 (iv) Improve the equipment and facilities used in the programs;
33 and

34 (v) Implement demonstration sites in accordance with section 3 of
35 this act and adopt and enforce policies and procedures under section
36 5 of this act.

37 (b) If applicable, school districts shall demonstrate that they
38 have applied for applicable federal funds before applying for funds
39 under this subsection.

1 (2) To the extent funds are appropriated for this specific
2 purpose, the superintendent of public instruction shall increase the
3 state support for school breakfasts and lunches, including breakfast
4 after the bell programs.

5 (3) As used in this section, "breakfast after the bell" has the
6 definition in RCW 28A.235.200.

7 NEW SECTION. **Sec. 5.** A new section is added to chapter 28A.235
8 RCW to read as follows:

9 (1) By July 1, 2020, the Washington state school directors'
10 association established in chapter 28A.345 RCW shall amend, if
11 necessary, a model policy and procedure created pursuant to section
12 501(4)(m)(iv), chapter 415, Laws of 2019 that school districts may
13 use to ensure that students have a lunch period that:

14 (a) Includes a seated lunch duration of at least twenty minutes
15 for the consumption of their food;

16 (b) Is reflective of the time spent traveling to and from the
17 location where lunches are served and the time spent obtaining a
18 lunch; and

19 (c) Incorporates, to the extent appropriate and feasible,
20 pertinent recommendations from the office of the state auditor.

21 (2) By the beginning of the 2023-24 school year, school districts
22 may adopt and enforce policies and procedures consistent with the
23 model policy and procedures required by this section."

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24 On page 1, line 2 of the title, after "durations;" strike the
25 remainder of the title and insert "amending RCW 28A.235.150; adding
26 new sections to chapter 28A.235 RCW; creating a new section; and
27 providing an expiration date."

EFFECT: (1) Provides a cross reference to a 2019 budget proviso
that required the Washington State School Directors' Association
(WSSDA) to adopt a model policy and procedure regarding seated lunch
durations by February 14, 2020.

(2) Directs WSSDA to amend the model if necessary by July 1, 2020.

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