

HOUSE No. 591

The Commonwealth of Massachusetts

PRESENTED BY:

Aaron Vega and Andres X. Vargas

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act regarding breakfast after the bell.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|------------------------------|------------------------|------------------|
| <i>Aaron Vega</i> | <i>5th Hampden</i> | <i>1/18/2019</i> |
| <i>Andres X. Vargas</i> | <i>3rd Essex</i> | <i>1/18/2019</i> |
| <i>Brian M. Ashe</i> | <i>2nd Hampden</i> | <i>1/18/2019</i> |
| <i>Ruth B. Balsler</i> | <i>12th Middlesex</i> | <i>1/24/2019</i> |
| <i>Christine P. Barber</i> | <i>34th Middlesex</i> | <i>1/25/2019</i> |
| <i>John Barrett, III</i> | <i>1st Berkshire</i> | <i>1/29/2019</i> |
| <i>Jennifer E. Benson</i> | <i>37th Middlesex</i> | <i>1/29/2019</i> |
| <i>Natalie M. Blais</i> | <i>1st Franklin</i> | <i>1/22/2019</i> |
| <i>Antonio F. D. Cabral</i> | <i>13th Bristol</i> | <i>1/31/2019</i> |
| <i>Daniel Cahill</i> | <i>10th Essex</i> | <i>1/23/2019</i> |
| <i>Linda Dean Campbell</i> | <i>15th Essex</i> | <i>2/1/2019</i> |
| <i>Peter Capano</i> | <i>11th Essex</i> | <i>2/1/2019</i> |
| <i>Daniel R. Carey</i> | <i>2nd Hampshire</i> | <i>1/31/2019</i> |
| <i>Gerard J. Cassidy</i> | <i>9th Plymouth</i> | <i>1/23/2019</i> |
| <i>Harriette L. Chandler</i> | <i>First Worcester</i> | <i>2/1/2019</i> |
| <i>Michelle L. Ciccolo</i> | <i>15th Middlesex</i> | <i>2/1/2019</i> |
| <i>Mike Connolly</i> | <i>26th Middlesex</i> | <i>1/31/2019</i> |
| <i>Edward F. Coppinger</i> | <i>10th Suffolk</i> | <i>2/1/2019</i> |

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| <i>William L. Crocker, Jr.</i> | <i>2nd Barnstable</i> | <i>1/23/2019</i> |
| <i>Daniel R. Cullinane</i> | <i>12th Suffolk</i> | <i>2/1/2019</i> |
| <i>Julian Cyr</i> | <i>Cape and Islands</i> | <i>1/22/2019</i> |
| <i>Marjorie C. Decker</i> | <i>25th Middlesex</i> | <i>1/31/2019</i> |
| <i>Marcos A. Devers</i> | <i>16th Essex</i> | <i>1/30/2019</i> |
| <i>Mindy Domb</i> | <i>3rd Hampshire</i> | <i>1/23/2019</i> |
| <i>Daniel M. Donahue</i> | <i>16th Worcester</i> | <i>1/29/2019</i> |
| <i>Paul J. Donato</i> | <i>35th Middlesex</i> | <i>1/31/2019</i> |
| <i>William J. Driscoll, Jr.</i> | <i>7th Norfolk</i> | <i>2/1/2019</i> |
| <i>Michelle M. DuBois</i> | <i>10th Plymouth</i> | <i>1/30/2019</i> |
| <i>Lori A. Ehrlich</i> | <i>8th Essex</i> | <i>2/1/2019</i> |
| <i>James B. Eldridge</i> | <i>Middlesex and Worcester</i> | <i>1/30/2019</i> |
| <i>Nika C. Elugardo</i> | <i>15th Suffolk</i> | <i>1/31/2019</i> |
| <i>Tricia Farley-Bouvier</i> | <i>3rd Berkshire</i> | <i>1/23/2019</i> |
| <i>Ryan C. Fattman</i> | <i>Worcester and Norfolk</i> | <i>1/31/2019</i> |
| <i>Kimberly N. Ferguson</i> | <i>1st Worcester</i> | <i>2/1/2019</i> |
| <i>Dylan A. Fernandes</i> | <i>Barnstable, Dukes and Nantucket</i> | <i>1/24/2019</i> |
| <i>Michael J. Finn</i> | <i>6th Hampden</i> | <i>1/30/2019</i> |
| <i>Sean Garballey</i> | <i>23rd Middlesex</i> | <i>1/26/2019</i> |
| <i>Carmine Lawrence Gentile</i> | <i>13th Middlesex</i> | <i>1/28/2019</i> |
| <i>Susan Williams Gifford</i> | <i>2nd Plymouth</i> | <i>1/28/2019</i> |
| <i>Carlos González</i> | <i>10th Hampden</i> | <i>1/24/2019</i> |
| <i>Tami L. Gouveia</i> | <i>14th Middlesex</i> | <i>2/1/2019</i> |
| <i>Patricia A. Haddad</i> | <i>5th Bristol</i> | <i>1/28/2019</i> |
| <i>Sheila C. Harrington</i> | <i>1st Middlesex</i> | <i>1/28/2019</i> |
| <i>James K. Hawkins</i> | <i>2nd Bristol</i> | <i>2/1/2019</i> |
| <i>Stephan Hay</i> | <i>3rd Worcester</i> | <i>2/1/2019</i> |
| <i>Jonathan Hecht</i> | <i>29th Middlesex</i> | <i>1/18/2019</i> |
| <i>Natalie M. Higgins</i> | <i>4th Worcester</i> | <i>1/31/2019</i> |
| <i>Bradford Hill</i> | <i>4th Essex</i> | <i>1/31/2019</i> |
| <i>Kate Hogan</i> | <i>3rd Middlesex</i> | <i>1/29/2019</i> |
| <i>Russell E. Holmes</i> | <i>6th Suffolk</i> | <i>2/1/2019</i> |
| <i>Kevin G. Honan</i> | <i>17th Suffolk</i> | <i>2/1/2019</i> |
| <i>Donald F. Humason, Jr.</i> | <i>Second Hampden and Hampshire</i> | <i>1/18/2019</i> |
| <i>Daniel J. Hunt</i> | <i>13th Suffolk</i> | <i>1/31/2019</i> |
| <i>Patricia D. Jehlen</i> | <i>Second Middlesex</i> | <i>2/1/2019</i> |
| <i>Louis L. Kafka</i> | <i>8th Norfolk</i> | <i>1/24/2019</i> |
| <i>Hannah Kane</i> | <i>11th Worcester</i> | <i>2/1/2019</i> |
| <i>Patrick Joseph Kearney</i> | <i>4th Plymouth</i> | <i>2/1/2019</i> |

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| <i>Mary S. Keefe</i> | <i>15th Worcester</i> | <i>1/23/2019</i> |
| <i>Kay Khan</i> | <i>11th Middlesex</i> | <i>1/29/2019</i> |
| <i>John J. Lawn, Jr.</i> | <i>10th Middlesex</i> | <i>2/1/2019</i> |
| <i>David Henry Argosky LeBoeuf</i> | <i>17th Worcester</i> | <i>1/23/2019</i> |
| <i>Jack Patrick Lewis</i> | <i>7th Middlesex</i> | <i>2/1/2019</i> |
| <i>David Paul Linsky</i> | <i>5th Middlesex</i> | <i>1/23/2019</i> |
| <i>Jay D. Livingstone</i> | <i>8th Suffolk</i> | <i>1/29/2019</i> |
| <i>Adrian C. Madaro</i> | <i>1st Suffolk</i> | <i>1/29/2019</i> |
| <i>John J. Mahoney</i> | <i>13th Worcester</i> | <i>1/28/2019</i> |
| <i>Elizabeth A. Malia</i> | <i>11th Suffolk</i> | <i>2/1/2019</i> |
| <i>Paul W. Mark</i> | <i>2nd Berkshire</i> | <i>2/1/2019</i> |
| <i>Christopher M. Markey</i> | <i>9th Bristol</i> | <i>2/1/2019</i> |
| <i>Joseph D. McKenna</i> | <i>18th Worcester</i> | <i>1/31/2019</i> |
| <i>Paul McMurtry</i> | <i>11th Norfolk</i> | <i>2/1/2019</i> |
| <i>Joan Meschino</i> | <i>3rd Plymouth</i> | <i>2/1/2019</i> |
| <i>Christina A. Minicucci</i> | <i>14th Essex</i> | <i>1/31/2019</i> |
| <i>Liz Miranda</i> | <i>5th Suffolk</i> | <i>1/30/2019</i> |
| <i>Rady Mom</i> | <i>18th Middlesex</i> | <i>1/28/2019</i> |
| <i>Brian W. Murray</i> | <i>10th Worcester</i> | <i>1/29/2019</i> |
| <i>James J. O'Day</i> | <i>14th Worcester</i> | <i>1/25/2019</i> |
| <i>Smitty Pignatelli</i> | <i>4th Berkshire</i> | <i>1/31/2019</i> |
| <i>Elizabeth A. Poirier</i> | <i>14th Bristol</i> | <i>2/1/2019</i> |
| <i>Denise Provost</i> | <i>27th Middlesex</i> | <i>2/1/2019</i> |
| <i>Angelo J. Puppolo, Jr.</i> | <i>12th Hampden</i> | <i>1/30/2019</i> |
| <i>Rebecca L. Rausch</i> | <i>Norfolk, Bristol and Middlesex</i> | <i>1/30/2019</i> |
| <i>Maria Duaine Robinson</i> | <i>6th Middlesex</i> | <i>2/1/2019</i> |
| <i>David M. Rogers</i> | <i>24th Middlesex</i> | <i>1/31/2019</i> |
| <i>Daniel J. Ryan</i> | <i>2nd Suffolk</i> | <i>2/1/2019</i> |
| <i>Lindsay N. Sabadosa</i> | <i>1st Hampshire</i> | <i>1/31/2019</i> |
| <i>Jon Santiago</i> | <i>9th Suffolk</i> | <i>1/31/2019</i> |
| <i>Todd M. Smola</i> | <i>1st Hampden</i> | <i>1/30/2019</i> |
| <i>Thomas M. Stanley</i> | <i>9th Middlesex</i> | <i>1/31/2019</i> |
| <i>Bruce E. Tarr</i> | <i>First Essex and Middlesex</i> | <i>1/31/2019</i> |
| <i>José F. Tosado</i> | <i>9th Hampden</i> | <i>1/29/2019</i> |
| <i>Paul F. Tucker</i> | <i>7th Essex</i> | <i>1/28/2019</i> |
| <i>Chynah Tyler</i> | <i>7th Suffolk</i> | <i>2/1/2019</i> |
| <i>Steven Ultrino</i> | <i>33rd Middlesex</i> | <i>1/23/2019</i> |
| <i>John C. Velis</i> | <i>4th Hampden</i> | <i>1/30/2019</i> |
| <i>Joseph F. Wagner</i> | <i>8th Hampden</i> | <i>1/31/2019</i> |

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| <i>Timothy R. Whelan</i> | <i>1st Barnstable</i> | <i>1/22/2019</i> |
| <i>Susannah M. Whipps</i> | <i>2nd Franklin</i> | <i>2/1/2019</i> |
| <i>Bud L. Williams</i> | <i>11th Hampden</i> | <i>1/18/2019</i> |
| <i>Jonathan D. Zlotnik</i> | <i>2nd Worcester</i> | <i>2/1/2019</i> |

HOUSE No. 591

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act regarding breakfast after the bell.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1C of chapter 69 of the General Laws, as appearing in the 2016 2
2 Official Edition, is hereby amended by inserting after the third paragraph the following 3
3 paragraphs:-

4 A public elementary or secondary school that is required to serve breakfast under the
5 second paragraph of this section, where not less than 60 per cent of the students at the school are
6 eligible for free or reduced-price meals under the federal National School Lunch Program, as
7 determined by the department, shall offer all students a school breakfast after the beginning of
8 the instructional day. A school subject to this paragraph may use the breakfast service model that
9 best suits its students in accordance with this section and the department’s guidelines including,
10 but not limited to: breakfast in the classroom, grab and go breakfast or second chance breakfast.
11 The department may promulgate regulations to implement this paragraph and may consult with
12 nonprofit organizations with experience regarding equity, the opportunity gap, hunger and food
13 security issues, and best practices for improving student access to school breakfast. The
14 department shall annually: (i) collect information about availability and participation rates of

15 students who partake in a school breakfast after the beginning of the instructional day under this
16 paragraph at each school; and (ii) make the information publicly available on its website not later
17 than July 1.

18 SECTION 2. The department of elementary and secondary education shall, not later than
19 January 1, 2020, develop and distribute a schedule for districts to begin implementing the
20 breakfast after the beginning of the instructional day program established in section 1C of
21 chapter 69 of the General Laws. Not later than December 31, 2021, the department shall review
22 all schools where not less than 60 per cent of students are eligible for free or reduced-price meals
23 under the federal National School Lunch Program and shall ensure full implementation of the
24 breakfast after the beginning of the instructional day program established in said section 1C of
25 said chapter 69 at all such schools not later than the start of the 2022-2023 academic year.

26 This requirement may be waived for a period of 1 year by the department if a public
27 elementary or secondary school demonstrates that in the previous academic year it consistently
28 met an 80 per cent or higher breakfast participation rate with its current delivery model, or if the
29 school demonstrates an extreme hardship to implementation.

30 SECTION 3. Section 1 shall take effect on August 1, 2020.

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