

**SENATE . . . . . No. 2460**

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-First General Court**  
**(2019-2020)**  
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SENATE, January 13, 2020

The committee on Ways and Means to whom was referred the House Bill regarding breakfast after the bell (House, No. 4218) (also based on Senate, No. 267); reports, recommending that the same ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2460.

For the committee,

Michael J. Rodrigues.

**The Commonwealth of Massachusetts**

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1           SECTION 1. Section 1C of chapter 69 of the General Laws, as appearing in the 2018  
2 Official Edition, is hereby amended by inserting after the third paragraph the following  
3 paragraph:-

4           A public elementary, secondary or vocational school that is required to serve breakfast  
5 under this section and at which not less than 60 per cent of the students at the school are eligible  
6 for free or reduced price meals under federal income eligibility guidelines shall offer all students  
7 a school breakfast after the beginning of the instructional day. A school subject to this paragraph  
8 may use the breakfast service model that best suits its students in accordance with this section  
9 and the department’s guidelines including, but not limited to: (i) breakfast in the classroom, (ii)  
10 grab-and-go breakfast; or (iii) second chance breakfast. The department shall annually collect  
11 information about availability and participation rates of students who are offered a school  
12 breakfast after the beginning of the instructional day under this paragraph at each school and  
13 make the information publicly available on its website not later than July 1. The department may  
14 promulgate regulations to implement this paragraph and may consult with nonprofit  
15 organizations with experience regarding equity, the opportunity gap, hunger and food security  
16 issues and best practices for improving student access to school breakfast.

17           SECTION 2. Not later than August 1, 2020, the department of elementary and secondary  
18 education shall develop and distribute a schedule for districts to begin implementing the  
19 breakfast after the beginning of the instructional day program established in section 1C of  
20 chapter 69 of the General Laws.

21           Not later than December 31, 2020, the department shall review all schools at which not  
22 less than 60 per cent of students are eligible for free or reduced price meals under federal income  
23 eligibility guidelines. The department shall ensure full implementation of the breakfast after the  
24 beginning of the instructional day program established in said section 1C of said chapter 69 at all  
25 such schools not later than the start of the 2021-2022 academic year.

26           SECTION 3. Section 1 shall take effect on July 1, 2020.