

SENATE No. 267

The Commonwealth of Massachusetts

PRESENTED BY:

Sal N. DiDomenico

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: | |
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| <i>Sal N. DiDomenico</i> | <i>Middlesex and Suffolk</i> | |
| <i>William N. Brownsberger</i> | <i>Second Suffolk and Middlesex</i> | <i>1/25/2019</i> |
| <i>Paul R. Feeney</i> | <i>Bristol and Norfolk</i> | <i>1/24/2019</i> |
| <i>William L. Crocker, Jr.</i> | <i>2nd Barnstable</i> | <i>1/24/2019</i> |
| <i>Mary S. Keefe</i> | <i>15th Worcester</i> | <i>1/24/2019</i> |
| <i>Bruce E. Tarr</i> | <i>First Essex and Middlesex</i> | <i>1/29/2019</i> |
| <i>Anne M. Gobi</i> | <i>Worcester, Hampden, Hampshire and Middlesex</i> | <i>1/29/2019</i> |
| <i>Brian W. Murray</i> | <i>10th Worcester</i> | <i>1/29/2019</i> |
| <i>Michael O. Moore</i> | <i>Second Worcester</i> | <i>1/29/2019</i> |
| <i>James T. Welch</i> | <i>Hampden</i> | <i>1/29/2019</i> |
| <i>Jennifer E. Benson</i> | <i>37th Middlesex</i> | <i>1/29/2019</i> |
| <i>Jason M. Lewis</i> | <i>Fifth Middlesex</i> | <i>1/30/2019</i> |
| <i>James B. Eldridge</i> | <i>Middlesex and Worcester</i> | <i>1/30/2019</i> |
| <i>Adam G. Hinds</i> | <i>Berkshire, Hampshire, Franklin and Hampden</i> | <i>1/30/2019</i> |
| <i>Todd M. Smola</i> | <i>1st Hampden</i> | <i>1/30/2019</i> |
| <i>Brian M. Ashe</i> | <i>2nd Hampden</i> | <i>1/30/2019</i> |

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| <i>Ryan C. Fattman</i> | <i>Worcester and Norfolk</i> | <i>1/31/2019</i> |
| <i>Joanne M. Comerford</i> | <i>Hampshire, Franklin and Worcester</i> | <i>1/31/2019</i> |
| <i>Thomas M. Stanley</i> | <i>9th Middlesex</i> | <i>1/31/2019</i> |
| <i>David Henry Argosky LeBoeuf</i> | <i>17th Worcester</i> | <i>1/31/2019</i> |
| <i>Donald F. Humason, Jr.</i> | <i>Second Hampden and Hampshire</i> | <i>1/31/2019</i> |
| <i>Mike Connolly</i> | <i>26th Middlesex</i> | <i>1/31/2019</i> |
| <i>Joseph W. McGonagle, Jr.</i> | <i>28th Middlesex</i> | <i>1/31/2019</i> |
| <i>Eric P. Lesser</i> | <i>First Hampden and Hampshire</i> | <i>2/1/2019</i> |
| <i>Susan Williams Gifford</i> | <i>2nd Plymouth</i> | <i>2/1/2019</i> |
| <i>Kay Khan</i> | <i>11th Middlesex</i> | <i>2/1/2019</i> |
| <i>Mark C. Montigny</i> | <i>Second Bristol and Plymouth</i> | <i>2/1/2019</i> |
| <i>Joseph A. Boncore</i> | <i>First Suffolk and Middlesex</i> | <i>2/1/2019</i> |
| <i>Rebecca L. Rausch</i> | <i>Norfolk, Bristol and Middlesex</i> | <i>2/1/2019</i> |
| <i>Hannah Kane</i> | <i>11th Worcester</i> | <i>2/1/2019</i> |
| <i>Cindy F. Friedman</i> | <i>Fourth Middlesex</i> | <i>2/1/2019</i> |
| <i>Sean Garballey</i> | <i>23rd Middlesex</i> | <i>2/1/2019</i> |
| <i>Patricia D. Jehlen</i> | <i>Second Middlesex</i> | <i>2/1/2019</i> |
| <i>Jack Patrick Lewis</i> | <i>7th Middlesex</i> | <i>2/1/2019</i> |
| <i>Julian Cyr</i> | <i>Cape and Islands</i> | <i>2/1/2019</i> |
| <i>Harriette L. Chandler</i> | <i>First Worcester</i> | <i>2/1/2019</i> |
| <i>Carlos González</i> | <i>10th Hampden</i> | <i>2/8/2019</i> |
| <i>Dean A. Tran</i> | <i>Worcester and Middlesex</i> | <i>2/8/2019</i> |
| <i>Maria Duaine Robinson</i> | <i>6th Middlesex</i> | <i>2/8/2019</i> |
| <i>Tram T. Nguyen</i> | <i>18th Essex</i> | <i>2/11/2019</i> |
| <i>Joan B. Lovely</i> | <i>Second Essex</i> | <i>3/7/2019</i> |
| <i>David Biele</i> | <i>4th Suffolk</i> | <i>3/12/2019</i> |
| <i>Patrick M. O'Connor</i> | <i>Plymouth and Norfolk</i> | <i>4/3/2019</i> |
| <i>James K. Hawkins</i> | <i>2nd Bristol</i> | <i>4/3/2019</i> |
| <i>Tommy Vitolo</i> | <i>15th Norfolk</i> | <i>10/2/2019</i> |

SENATE No. 267

By Mr. DiDomenico, a petition (accompanied by bill, Senate, No. 267) of Sal N. DiDomenico, William N. Brownsberger, Paul R. Feeney, William L. Crocker, Jr. and other members of the General Court for legislation to regard breakfast after the bell. Education.

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 Official Edition, is hereby amended by inserting after the third paragraph the following
3 paragraph:-

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 percent 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 August 1, 2019, 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, 2020, the department shall review
22 all schools where not less than 60 percent 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 2021-2022 academic year.

26 SECTION 3. Section 1 shall take effect on July 1, 2019.