

HOUSE BILL 806

F1, O4

8lr1979

By: **Delegates Queen, Anderson, Conaway, Gibson, Gilchrist, Hayes, Korman, A. Miller, Morales, Mosby, Patterson, Pena–Melynk, Proctor, and Robinson**
Introduced and read first time: February 1, 2018
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Summer Meals Expansion Grant Pilot Program**

3 FOR the purpose of establishing the Summer Meals Expansion Grant Pilot Program;
4 providing for the purpose of the Program; requiring the State Department of
5 Education to administer the Program; authorizing certain uses of funds under the
6 Program; establishing that funds distributed under the Program shall be used to
7 supplement and not supplant certain other funding; requiring a certain applicant to
8 submit a certain plan, agree to operate a site for a certain time period, and comply
9 with certain other requirements for a grant awarded under the Program; requiring
10 the Department to award grants according to certain priorities; requiring the
11 Department to establish certain procedures; establishing the Summer Meals
12 Expansion Grant Fund as a special, nonlapsing fund; specifying the purpose of the
13 Fund; requiring the Department to administer the Fund; requiring the State
14 Treasurer to hold the Fund separately, and the Comptroller to account for the Fund;
15 specifying the contents of the Fund; specifying the purpose for which the Fund may
16 be used; providing for the investment of money in and expenditures from the Fund;
17 authorizing the Governor to make a certain annual appropriation for the Fund;
18 requiring the Department to submit a certain report to the Governor and the General
19 Assembly on or before a certain date each year; requiring the Department to consult
20 with certain stakeholders to develop a certain statewide plan, undertake certain
21 activities in developing the plan, and submit the plan to the Governor and the
22 General Assembly on or before a certain date; defining certain terms; and generally
23 relating to the Summer Meals Expansion Grant Pilot Program.

24 BY adding to

25 Article – Education

26 Section 7–606

27 Annotated Code of Maryland

28 (2014 Replacement Volume and 2017 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
2 That the Laws of Maryland read as follows:

3 **Article – Education**

4 **7-606.**

5 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
6 INDICATED.

7 (2) “FUND” MEANS THE SUMMER MEALS EXPANSION GRANT FUND.

8 (3) “PROGRAM” MEANS THE SUMMER MEALS EXPANSION GRANT
9 PILOT PROGRAM.

10 (4) “SITE” MEANS A PHYSICAL LOCATION WHERE MEALS ARE SERVED
11 TO CHILDREN THROUGH THE SUMMER FOOD SERVICE PROGRAM.

12 (5) “SPONSOR” MEANS A SCHOOL, PUBLIC AGENCY, OR PRIVATE
13 NONPROFIT ORGANIZATION THAT IS ELIGIBLE TO OPERATE THE SUMMER FOOD
14 SERVICE PROGRAM.

15 (6) “SUMMER FOOD SERVICE PROGRAM” MEANS THE UNITED
16 STATES DEPARTMENT OF AGRICULTURE PROGRAM THAT IS ADMINISTERED BY THE
17 DEPARTMENT.

18 (B) (1) THERE IS A GRANT PROGRAM KNOWN AS THE SUMMER MEALS
19 EXPANSION GRANT PILOT PROGRAM.

20 (2) THE PURPOSE OF THE PROGRAM IS TO:

21 (I) BROADEN THE AVAILABILITY OF SPONSORS AND SITES IN
22 THE STATE TO PROVIDE FREE MEALS TO CHILDREN DURING THE SUMMER; AND

23 (II) LEVERAGE AVAILABLE FEDERAL MEAL REIMBURSEMENT
24 FUNDS.

25 (C) THE DEPARTMENT SHALL ADMINISTER THE PROGRAM.

26 (D) (1) THE PROGRAM SHALL BE A COMPETITIVE GRANT PROGRAM TO
27 PROVIDE FUNDS TO SPONSORS TO INCREASE THE NUMBER OF CHILDREN AND THE
28 NUMBER OF MEALS SERVED THROUGH THE SUMMER FOOD SERVICE PROGRAM.

29 (2) FUNDS DISTRIBUTED TO A SPONSOR UNDER THE PROGRAM:

1 **(I) MAY BE USED FOR OPERATING EXPENSES TO INITIATE OR**
2 **EXPAND SERVICES UNDER THE SUMMER FOOD SERVICE PROGRAM, INCLUDING**
3 **EXPENSES FOR:**

- 4 **1. EQUIPMENT;**
- 5 **2. MINOR ALTERATIONS TO ACCOMMODATE NEW**
6 **EQUIPMENT;**
- 7 **3. INFORMATION TECHNOLOGY SYSTEMS FOR FOOD**
8 **SERVICE;**
- 9 **4. VEHICLES FOR TRANSPORTING FOOD;**
- 10 **5. STAFF SALARIES;**
- 11 **6. STAFF TRAINING; AND**
- 12 **7. OUTREACH AND MARKETING PROGRAMS TO INFORM**
13 **CHILDREN AND FAMILIES OF THE SUMMER FOOD SERVICE PROGRAM; AND**

14 **(II) SHALL BE USED TO SUPPLEMENT, AND NOT SUPPLANT, ANY**
15 **OTHER FUNDING FOR THE SPONSOR.**

16 **(3) FOR ANY GRANT AWARDED UNDER THIS SECTION, AN APPLICANT**
17 **TO THE PROGRAM MUST:**

18 **(I) SUBMIT TO THE DEPARTMENT A PLAN TO INITIATE OR**
19 **EXPAND SERVICES UNDER THE SUMMER FOOD SERVICE PROGRAM;**

20 **(II) AGREE TO OPERATE A SITE FOR AT LEAST 2 YEARS; AND**

21 **(III) COMPLY WITH ANY OTHER REQUIREMENTS THAT THE**
22 **DEPARTMENT CONSIDERS NECESSARY.**

23 **(4) IN AWARDING GRANTS UNDER THIS SECTION, THE DEPARTMENT**
24 **SHALL GIVE PRIORITY:**

25 **(I) FIRST, TO SPONSORS THAT PROVIDE EDUCATION, HEALTH,**
26 **OR FITNESS PROGRAMMING TO PARTICIPANTS;**

27 **(II) SECOND, TO SPONSORS THAT SERVE RURAL SCHOOL**

1 DISTRICTS; AND

2 (III) THIRD, TO SPONSORS THAT PARTICIPATE IN THE SUMMER
3 FOOD SERVICE PROGRAM AT THE TIME OF GRANT APPLICATION.

4 (5) THE DEPARTMENT SHALL ESTABLISH:

5 (I) APPLICATION PROCEDURES; AND

6 (II) ANY OTHER PROCEDURES OR CRITERIA NECESSARY TO
7 CARRY OUT THIS SECTION.

8 (E) (1) THERE IS A SUMMER MEALS EXPANSION GRANT FUND.

9 (2) THE PURPOSE OF THE FUND IS TO PROVIDE FUNDS TO THE
10 PROGRAM.

11 (3) THE DEPARTMENT SHALL ADMINISTER THE FUND.

12 (4) (I) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT
13 SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

14 (II) THE STATE TREASURER SHALL HOLD THE FUND
15 SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

16 (5) THE FUND CONSISTS OF:

17 (I) MONEY APPROPRIATED IN THE STATE BUDGET FOR THE
18 FUND; AND

19 (II) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED
20 FOR THE BENEFIT OF THE FUND.

21 (6) THE FUND MAY BE USED ONLY FOR GRANTS MADE BY THE
22 DEPARTMENT FOR THE PROGRAM.

23 (7) (I) THE STATE TREASURER SHALL INVEST THE MONEY OF THE
24 FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

25 (II) ANY INTEREST EARNINGS OF THE FUND SHALL BE
26 CREDITED TO THE GENERAL FUND OF THE STATE.

27 (8) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN

1 ACCORDANCE WITH THE STATE BUDGET.

2 (9) THE GOVERNOR MAY ANNUALLY APPROPRIATE UP TO \$400,000
3 TO THE FUND.

4 (F) (1) ON OR BEFORE DECEMBER 1 EACH YEAR, THE DEPARTMENT
5 SHALL SUBMIT A REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246
6 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE STATUS
7 OF THE PROGRAM.

8 (2) THE REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS
9 SUBSECTION SHALL INCLUDE THE NUMBER OF:

10 (I) SPONSORS OPERATING IN THE STATE;

11 (II) SITES OPERATING IN THE STATE; AND

12 (III) CHILDREN IN THE STATE RECEIVING FREE MEALS UNDER
13 THE SUMMER FOOD SERVICE PROGRAM.

14 SECTION 2. AND BE IT FURTHER ENACTED, That:

15 (a) The Department shall consult with interested stakeholders to develop a
16 statewide plan to expand the Summer Food Service Program in Maryland.

17 (b) In developing the statewide plan required under subsection (a) of this section,
18 the Department shall:

19 (1) evaluate outcome data from the Summer Meals Expansion Grant Pilot
20 Program established by Section 1 of this Act;

21 (2) consider and recommend strategies to increase the number of children
22 and the number of meals served through the Summer Food Service Program; and

23 (3) consider and recommend strategies to increase access to meals for
24 children in rural school districts.

25 (c) On or before December 1, 2020, the Department shall submit the statewide
26 plan to the Governor and, in accordance with § 2-1246 of the State Government Article,
27 the General Assembly.

28 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
29 1, 2018.