

Requested by Representative NERON

**PROPOSED AMENDMENTS TO
HOUSE BILL 3030**

1 On page 1 of the printed bill, line 2, after the semicolon insert “creating
2 new provisions; amending ORS 326.051;”.

3 Delete lines 4 through 29 and delete page 2 and insert:

4 **“SECTION 1. (1) The Task Force on Healthy School Meals for All
5 is established.**

6 **“(2) The task force consists of 30 members appointed as follows:**

7 **“(a) The President of the Senate shall appoint one member from
8 among members of the Senate.**

9 **“(b) The Speaker of the House of Representatives shall appoint one
10 member from among members of the House of Representatives.**

11 **“(c) The Governor shall appoint 28 members as follows:**

12 **“(A) One representative of the Department of Education.**

13 **“(B) One representative of the State Department of Agriculture.**

14 **“(C) One representative of the Department of Human Services.**

15 **“(D) One representative of the Oregon Dairy Products Commission.**

16 **“(E) One representative of the Hunger Task Force.**

17 **“(F) One representative of an association of school nutrition and
18 food service professionals and industry suppliers.**

19 **“(G) One representative of an association representing school dis-
20 trict boards.**

21 **“(H) One representative of a coalition representing school adminis-**

1 **trators.**

2 **“(I) One representative of an association representing school busi-**
3 **ness officials.**

4 **“(J) Two representatives from large school districts.**

5 **“(K) Two representative from small, rural school districts.**

6 **“(L) One representative from an association that primarily repres-**
7 **ents classified school staff.**

8 **“(M) One representative from an association the primarily repres-**
9 **ents licensed school staff.**

10 **“(N) One representative of an organization in this state that raises**
11 **awareness about hunger, connects people to nutrition programs and**
12 **advocates for system changes related to hunger and the availability**
13 **of food.**

14 **“(O) One representative of an organization in this state that col-**
15 **lects and distributes food and works on policies and programs to ad-**
16 **dress the root causes of hunger.**

17 **“(P) One representative of an organization in this state that part-**
18 **ners with schools and communities to provide nourishing meals, food**
19 **education and culturally affirming experiences with food.**

20 **“(Q) One representative of an organization in this state that works**
21 **to incorporate healthy, local food into school meals and to implement**
22 **food-based, farm-based and garden-based education.**

23 **“(R) Four representatives of culturally specific organizations.**

24 **“(S) One representative of an organization that promotes health**
25 **care or public health.**

26 **“(T) Two parents of students in the public schools of this state.**

27 **“(U) Two students in the public schools of this state.**

28 **“(3) The task force shall make recommendations to:**

29 **“(a) Offer school meals to all public school students in this state**
30 **at no charge in a manner that:**

1 **“(A) Maximizes federal funding for school meals;**
2 **“(B) Aligns with federal rules related to the provision of school**
3 **meals;**
4 **“(C) Eliminates or significantly minimizes the need for school meal**
5 **applications; and**
6 **“(D) Minimizes the impact of any potential loss of school meal ap-**
7 **plication data.**
8 **“(b) Remove nonfinancial barriers to providing healthy school**
9 **meals, including recommendations related to:**
10 **“(A) The amount of time available to students for school meals;**
11 **“(B) The capacity of physical space available for the preparation**
12 **and consumption of school meals; and**
13 **“(C) Requirements related to the participation of schools in various**
14 **school meal programs.**
15 **“(c) Implement the recommendations described in paragraphs (a)**
16 **and (b) of this subsection.**
17 **“(4) When making recommendations under subsection (3) of this**
18 **section, the task force shall:**
19 **“(a) Assume that offering healthy school meals for all students**
20 **without the need for school meal applications is best for students,**
21 **parents and schools; and**
22 **“(b) Consider the interaction of federal and state rules and analyze**
23 **the successes and challenges of other states in providing school meals.**
24 **“(5) A majority of the voting members of the task force constitutes**
25 **a quorum for the transaction of business.**
26 **“(6) Official action by the task force requires the approval of a**
27 **majority of the voting members of the task force.**
28 **“(7) The task force shall elect one of its members to serve as**
29 **chairperson.**
30 **“(8) If there is a vacancy for any cause, the appointing authority**

1 shall make an appointment to become immediately effective.

2 “(9) The task force shall meet at times and places specified by the
3 call of the chairperson or of a majority of the voting members of the
4 task force.

5 “(10) The task force may adopt rules necessary for the operation
6 of the task force.

7 “(11) The task force shall submit a report in the manner provided
8 by ORS 192.245, and may include recommendations for legislation, to
9 an interim committee of the Legislative Assembly related to education
10 no later than:

11 “(a) December 31, 2023, for a preliminary report on the work of the
12 task force.

13 “(b) September 15, 2024, for a final report on the work of the task
14 force.

15 “(12) The Department of Education shall provide staff support to
16 the task force.

17 “(13) Members of the Legislative Assembly appointed to the task
18 force are nonvoting members of the task force and may act in an ad-
19 visory capacity only.

20 “(14) Members of the task force who are not members of the Leg-
21 islative Assembly are not entitled to compensation or reimbursement
22 for expenses and serve as volunteers on the task force.

23 “(15) All agencies of state government, as defined in ORS 174.111,
24 are directed to assist the task force in the performance of the duties
25 of the task force and, to the extent permitted by laws relating to
26 confidentiality, to furnish information and advice the members of the
27 task force consider necessary to perform their duties.

28 “SECTION 2. Section 1 of this 2023 Act is repealed on June 30, 2025.

29 “SECTION 3. ORS 326.051 is amended to read:

30 “326.051. Subject to ORS 417.300 and 417.305:

1 “(1) In addition to such other duties as are prescribed by law and pursu-
2 ant to the requirement of ORS chapter 183, the State Board of Education
3 shall:

4 “(a) Establish state standards for public kindergartens and public ele-
5 mentary and secondary schools consistent with the policies stated in ORS
6 326.011.

7 “(b) Adopt rules for the general governance of public kindergartens and
8 public elementary and secondary schools.

9 “(c) Prescribe required or minimum courses of study.

10 “(d) Adopt rules for public kindergartens and public elementary and sec-
11 ondary schools consistent with the policy stated in ORS 342.437.

12 “(e) Adopt rules regarding school and interscholastic activities.

13 “(f) Adopt rules that provide that no public elementary or secondary
14 school shall discriminate in determining participation in interscholastic ac-
15 tivities. As used in this paragraph, ‘discrimination’ has the meaning given
16 that term in ORS 659.850.

17 “(g) Adopt rules that will eliminate the use and purchase of elemental
18 mercury, mercury compounds and mercury-added instructional materials by
19 public elementary and secondary schools.

20 **“(h) Adopt rules to administer school meal programs for public**
21 **prekindergarten through grade 12 schools under the school meal pro-**
22 **grams of the United States Department of Agriculture and rules to**
23 **maximize the availability of school meals at those schools at no charge**
24 **to students and, when possible, without consideration of individual**
25 **eligibility.**

26 “(2) The State Board of Education may:

27 “(a) Consistent with the laws of this state, accept money or property not
28 otherwise provided for under paragraph (b) of this subsection, which is do-
29 nated for the use or benefit of the public kindergartens and public elemen-
30 tary and secondary schools and use such money or property for the purpose

1 for which it was donated. Until it is used, the board shall deposit any money
2 received under this paragraph in a special fund with the State Treasurer as
3 provided in ORS 293.265 to 293.275.

4 “(b) Apply for federal funds, accept and enter into any contracts or
5 agreements on behalf of the state for the receipt of funds from the federal
6 government or its agencies and disburse or expend the federal funds as pro-
7 vided by ORS 327.128. This paragraph applies to federal funds to be used for:

8 “(A) Educational purposes, including but not limited to any funds avail-
9 able for the school lunch program;

10 “(B) Career and technical education programs in public elementary and
11 secondary schools; and

12 “(C) Any grants available to the state or its political subdivisions for
13 general federal aid for public kindergartens, public elementary schools and
14 public secondary schools and their auxiliary services, improvement of
15 teacher preparation, teacher salaries, construction of school buildings, ad-
16 ministration of the Department of Education and any other educational ac-
17 tivities under the jurisdiction of the State Board of Education.

18 “(c) Adopt rules to administer the United States Department of
19 Agriculture’s National School Lunch Program and School Breakfast Program
20 for [*public and*] private prekindergarten through grade 12 schools and resi-
21 dential child care facilities.

22 **“SECTION 4. This 2023 Act being necessary for the immediate**
23 **preservation of the public peace, health and safety, an emergency is**
24 **declared to exist, and this 2023 Act takes effect July 1, 2023.”.**

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