Regular Session, 2012

HOUSE BILL NO. 761

BY REPRESENTATIVES HONORE AND SMITH

SCHOOLS/FOOD PROGRAMS: Provides relative to the administration of nutrition programs at LSU and Southern lab schools

AN ACT

To amend and reenact R.S. 17:194(B), relative to school nutrition programs; to except certain elementary and secondary schools operated by certain public postsecondary institutions from certain requirements relative to the funding of school nutrition programs; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:194(B) is hereby amended and reenacted to read as follows:

§194. Administration of nutrition program; general powers of governing authorities of nutrition program providers; funds for privately supplied programs for profit prohibited; exceptions

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B. The state Department of Education, pursuant to rules and regulations promulgated by the State Board of Elementary and Secondary Education, may employ personnel and take other action it may deem necessary to provide for the establishment, maintenance, and expansion of any nutrition program and to direct the disbursement of federal and state funds in accordance with any applicable provisions of federal or state law. However, no state appropriated funds shall be disbursed for the support of any nutrition program which shall be used by any private person, enterprise, concern, or other entity for profit, regardless of any authority in federal

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or state law for contracting with such a private supplier or provider of nutrition programs, except ~~in the~~ with regard to the following:

(1) The Child and Adult Care Food Program, as provided in regulations issued by the State Board of Elementary and Secondary Education.

(2) Any elementary or secondary school operated by Louisiana State University and Agricultural and Mechanical College or by Southern University and Agricultural and Mechanical College.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Honore HB No. 761

Abstract: Excepts the LSU and Southern lab schools from the prohibition on the disbursement of state funds for school nutrition programs used by any private person or entity for profit, regardless of any authority in federal or state law for contracting with such a private entity.

Present law provides that no state funds shall be disbursed for school nutrition programs used by any private person or entity for profit, regardless of any authority in federal or state law for contracting with such a private entity. Excepts the Child and Adult Care Food Program as provided in BESE regulations. Proposed law additionally excepts any elementary or secondary school operated by La. State University or Southern University.

(Amends R.S. 17:194(B))

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