**South Carolina General Assembly**

123rd Session, 2019-2020

**H. 3328**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. King, Clyburn, Henegan, Garvin, McDaniel, Alexander, Rivers and Brawley

Document Path: l:\council\bills\agm\19407wab19.docx

Introduced in the House on January 8, 2019

Introduced in the Senate on February 27, 2020

Last Amended on February 26, 2020

Currently residing in the Senate Committee on **Education**

Summary: Free and reduced lunch students

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/18/2018 House Prefiled

12/18/2018 House Referred to Committee on **Education and Public Works**

1/8/2019 House Introduced and read first time ([House Journal‑page 199](file:///h:\hj\20190108.docx))

1/8/2019 House Referred to Committee on **Education and Public Works** ([House Journal‑page 199](file:///h:\hj\20190108.docx))

2/13/2020 House Member(s) request name added as sponsor: Henegan, Garvin, McDaniel

2/20/2020 House Committee report: Favorable with amendment **Education and Public Works** ([House Journal‑page 3](file:///h:\hj\20200220.docx))

2/24/2020 Scrivener's error corrected

2/26/2020 House Member(s) request name added as sponsor: Alexander, Rivers, Brawley

2/26/2020 House Amended ([House Journal‑page 20](file:///h:\hj\20200226.docx))

2/26/2020 House Read second time ([House Journal‑page 20](file:///h:\hj\20200226.docx))

2/26/2020 House Roll call Yeas‑110 Nays‑0 ([House Journal‑page 21](file:///h:\hj\20200226.docx))

2/27/2020 Scrivener's error corrected

2/27/2020 House Read third time and sent to Senate ([House Journal‑page 29](file:///h:\hj\20200227.docx))

2/27/2020 Senate Introduced and read first time ([Senate Journal‑page 8](file:///h:\sj\20200227.docx))

2/27/2020 Senate Referred to Committee on **Education** ([Senate Journal‑page 8](file:///h:\sj\20200227.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3328&session=123&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/18/2018](file:///p:\pprever\2019-20\3328_20181218.docx)

[2/20/2020](file:///p:\pprever\2019-20\3328_20200220.docx)

[2/24/2020](file:///p:\pprever\2019-20\3328_20200224.docx)

[2/26/2020](file:///p:\pprever\2019-20\3328_20200226.docx)

[2/27/2020](file:///p:\pprever\2019-20\3328_20200227.docx)

~~Indicates Matter Stricken~~

Indicates New Matter

AMENDED

February 26, 2020

**H. 3328**

Introduced by Reps. King, Clyburn, Henegan, Garvin and McDaniel

S. Printed 2/26/20--H. [SEC 2/27/20 10:26 AM]

Read the first time January 8, 2019.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59‑63‑785 SO AS TO PROVIDE STUDENTS DETERMINED ELIGIBLE TO RECEIVE FREE LUNCHES AND STUDENTS DETERMINED ELIGIBLE TO RECEIVE REDUCED PRICE LUNCHES MUST BE OFFERED THE SAME CHOICE OF MEALS AND MILK OFFERED TO CHILDREN WHO PAY THE FULL PRICE FOR THEIR MEALS OR MILK.

Amend Title To Conform

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Article 7, Chapter 63, Title 59 of the 1976 Code is amended by adding:

“Section 59‑63‑785. (A) Students ~~determined~~ eligible for free and reduced meal benefits must be offered the same federally reimbursable meal as students not eligible for free and reduced meals as prescribed in 7 C.F.R. Part 215 and the Special Milk Program. Federally reimbursable meals must be offered even if the student owes money for previous meals ~~to receive free lunches and students determined eligible to receive reduced price lunches must be offered the same choice of meals and milk offered to children who pay the full price for their meals or milk, regardless of whether one lunch or type of milk offered meets the requirements prescribed in the National School Lunch Program, found in 7 C.F.R. Part 210, and the Special Milk Program for Children, found in 7 C.F.R. Part 215. The provisions of this section do not prohibit a school from offering an alternate menu item to students who are required to pay full price or a reduced price for lunch but fails to pay as required~~.

(B) Schools that offer food and beverages separate from federally reimbursable meals may not allow students to accrue a balance when purchasing items, and only may accept cash payment or allow funds to be electronically drawn from a prepaid balance.

(C) A school or school district may not invoke penalties for failing to pay for a school lunch including, but not limited to, prohibiting students from attending field trips, participating in graduation or other recognition ceremonies, or attending other academic related activities.

(D) The State Department of Education shall develop and provide a model policy and template to each school district regarding the collection of school meal debt.”

SECTION 2. This act takes effect August 1, 2021.

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