

18A:33-24 to 18A:33-27 LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2018 **CHAPTER:** 28

NJSA: 18A:33-24 to 18A:33-27 (Expands summer meal program to all school districts with 50 percent or more of students eligible for free or reduced price meals)

BILL NO: S1897 (Substituted for A3504)

SPONSOR(S) Ruiz and others

DATE INTRODUCED: February 15, 2018

COMMITTEE: **ASSEMBLY:** Appropriations
SENATE: Education
Budget and Appropriations

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** April 12, 2018

SENATE: April 12, 2018

DATE OF APPROVAL: May 30, 2018

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (Second Reprint enacted) Yes

S1897

SPONSOR'S STATEMENT: (Begins on page 3 of introduced bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes Appropriations

SENATE: Yes Education
Budget and Appropriations

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: Yes

LEGISLATIVE FISCAL NOTE: Yes

A3504

SPONSOR'S STATEMENT: (Begins on page 3 of introduced bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes Education
Appropriations

SENATE: No

(continued)

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, **may possibly** be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

LEGISLATIVE FISCAL NOTE: Yes

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

RWH/JA

P.L. 2018, CHAPTER 28, *approved May 30, 2018*
Senate, No. 1897 (*Second Reprint*)

1 AN ACT concerning implementation of the federal Summer Food
2 Service Program and supplementing chapter 33 of Title 18A of
3 the New Jersey Statutes.

4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7

8 1. a. Every school district in which 50 percent or more of the
9 students enrolled in the school district on or before the last school day
10 before October 16 of the preceding school year were eligible for free
11 or reduced price meals under the National School Lunch Program or
12 the federal School Breakfast Program, shall:

13 (1) become a sponsor ²or site² of the federal Summer Food Service
14 Program; or

15 (2) apply for a waiver pursuant to section 3 of this act.

16 b. No later than one year after the date of enactment of this act, a
17 school district which is required to sponsor a Summer Food Service
18 Program pursuant to subsection a. of this section shall submit, to the
19 Department of Agriculture, ²[a program plan] an application² to
20 become a sponsor of the federal Summer Food Service Program ²or
21 documentation that the school district will become a site under an
22 existing approved sponsor².

23 c. As used in this act, "Summer Food Service Program" means
24 the federal program that reimburses sponsors for administrative and
25 operational costs to provide meals for children 18 years of age and
26 younger during periods when they are out of school for 15 or more
27 consecutive school days, which is funded by the United States
28 Department of Agriculture and administered by the State Department
29 of Agriculture in accordance with the requirements set forth in federal
30 regulations at 7 CFR Part 225 and 7 CFR Part 250.

31

32 2. a. ²[The Department of Agriculture shall notify a school
33 district that submits a Summer Food Service Program plan pursuant to
34 section 1 of this act of the completion of the department's review and
35 any recommended changes to the school district's program plan,
36 within three months after receipt of the plan. If a school district's

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SED committee amendments adopted February 22, 2018.

²Assembly AAP committee amendments adopted April 5, 2018.

1 program plan meets all of the requirements of this act and any rules
2 and regulations adopted pursuant thereto, the department shall approve
3 the plan] A school district shall submit, to the Department of
4 Agriculture, an application pursuant to section 1 of this act or
5 documentation that the school district will become a site under an
6 existing approved sponsor².

7 b. A school district subject to the requirements of this act shall
8 become a sponsor of the federal Summer Food Service Program ²[,
9 based on the plan submitted by the school district to the Department of
10 Agriculture] or become a site under an existing approved sponsor² ,
11 no later than two years following the date of enactment of this act.
12

13 3. a. The Department of Agriculture may grant a waiver of the
14 requirements of this act to a school district subject to the requirements
15 of this act that lacks the staff, facilities, or equipment to sponsor the
16 federal Summer Food Service Program, or the means to finance the
17 hiring or acquisition of such staff, facilities, or equipment, ²[if the
18 district submits the federal Summer Food Service Program plan to the
19 department as required by section 1 of this act and requests a waiver
20 for the school district] if a waiver is requested by the school district² .
21 ¹The Department of Agriculture also may grant a waiver ²for one
22 year² to a school district if a different sponsor currently runs the
23 federal Summer Food Service Program within the same community.¹

24 b. A school district that requests a waiver pursuant to subsection a.
25 of this section shall report to the Department of Agriculture, in the
26 manner prescribed by the department, its reasons for requesting a
27 waiver. The report shall include, but need not be limited to, a
28 description of the specific impediments to implementing the program
29 and actions that could be taken to remove those impediments ¹or,
30 where applicable, the identification of the sponsor that currently runs
31 the program within the same community¹.
32

33 4. The Department of Agriculture shall adopt pursuant to the
34 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
35 seq.), such rules and regulations as may be necessary to effectuate
36 the purposes of this act.
37

38 5. This act shall take effect ²[immediately] on July 1, 2018².
39
40
41

42
43

Expands summer meal program to all school districts with 50
44 percent or more of students eligible for free or reduced price meals.

SENATE, No. 1897

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED FEBRUARY 15, 2018

Sponsored by:

Senator M. TERESA RUIZ

District 29 (Essex)

Senator SHIRLEY K. TURNER

District 15 (Hunterdon and Mercer)

SYNOPSIS

Expands summer meal program to all school districts with 50 percent or more of students eligible for free or reduced price meals.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning implementation of the federal Summer Food
2 Service Program and supplementing chapter 33 of Title 18A of
3 the New Jersey Statutes.

4
5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*

7
8 1. a. Every school district in which 50 percent or more of the
9 students enrolled in the school district on or before the last school
10 day before October 16 of the preceding school year were eligible
11 for free or reduced price meals under the National School Lunch
12 Program or the federal School Breakfast Program, shall:

13 (1) become a sponsor of the federal Summer Food Service
14 Program; or

15 (2) apply for a waiver pursuant to section 3 of this act.

16 b. No later than one year after the date of enactment of this act,
17 a school district which is required to sponsor a Summer Food
18 Service Program pursuant to subsection a. of this section shall
19 submit, to the Department of Agriculture, a program plan to become
20 a sponsor of the federal Summer Food Service Program.

21 c. As used in this act, "Summer Food Service Program" means
22 the federal program that reimburses sponsors for administrative and
23 operational costs to provide meals for children 18 years of age and
24 younger during periods when they are out of school for 15 or more
25 consecutive school days, which is funded by the United States
26 Department of Agriculture and administered by the State
27 Department of Agriculture in accordance with the requirements set
28 forth in federal regulations at 7 CFR Part 225 and 7 CFR Part 250.

29
30 2. a. The Department of Agriculture shall notify a school district
31 that submits a Summer Food Service Program plan pursuant to
32 section 1 of this act of the completion of the department's review and
33 any recommended changes to the school district's program plan,
34 within three months after receipt of the plan. If a school district's
35 program plan meets all of the requirements of this act and any rules
36 and regulations adopted pursuant thereto, the department shall approve
37 the plan.

38 b. A school district subject to the requirements of this act shall
39 become a sponsor of the federal Summer Food Service Program,
40 based on the plan submitted by the school district to the Department of
41 Agriculture, no later than two years following the date of enactment of
42 this act.

43
44 3. a. The Department of Agriculture may grant a waiver of the
45 requirements of this act to a school district subject to the
46 requirements of this act that lacks the staff, facilities, or equipment
47 to sponsor the federal Summer Food Service Program, or the means
48 to finance the hiring or acquisition of such staff, facilities, or

1 equipment, if the district submits the federal Summer Food Service
2 Program plan to the department as required by section 1 of this act
3 and requests a waiver for the school district.

4 b. A school district that requests a waiver pursuant to subsection
5 a. of this section shall report to the Department of Agriculture, in
6 the manner prescribed by the department, its reasons for requesting
7 a waiver. The report shall include, but need not be limited to, a
8 description of the specific impediments to implementing the
9 program and actions that could be taken to remove those
10 impediments.

11
12 4. The Department of Agriculture shall adopt pursuant to the
13 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
14 seq.), such rules and regulations as may be necessary to effectuate
15 the purposes of this act.

16
17 5. This act shall take effect immediately.

18

19

20

STATEMENT

21

22 This bill requires every school district in which 50 percent or
23 more of the students enrolled in the school on or before the last
24 school day before October 16 of the preceding school year were
25 eligible for free or reduced price meals under the National School
26 Lunch Program or the federal School Breakfast Program to become
27 a sponsor of the federal Summer Food Service Program.

28 The bill requires each school district, no later than one year after
29 the date of enactment of this bill into law, to submit a plan for
30 sponsorship of the federal Summer Food Service Program in a
31 district required to establish such a program. Based on the plan
32 submitted by the school district to the Department of Agriculture, the
33 bill requires that such school district become a sponsor no later than
34 two years following the date of enactment of this bill into law. The
35 bill permits the Department of Agriculture to grant a waiver from
36 the sponsorship requirement to a school district under certain
37 conditions.

38 The "Summer Food Service Program" means the federal program
39 that reimburses sponsors for administrative and operational costs to
40 provide meals for children 18 years of age and younger during
41 periods when they are out of school for 15 or more consecutive
42 school days, which is funded by the United States Department of
43 Agriculture and administered by the State Department of
44 Agriculture.

45 Locally, approved sponsors, including school districts, run the
46 Summer Food Service Program. Each sponsor provides free meals
47 to a group of children at a central site such as a school or a
48 community center. Sponsors receive payments from the United

S1897 RUIZ, TURNER

4

1 States Department of Agriculture through their state agencies for
2 the meals they serve and for their documented operating costs. The
3 Summer Food Service Program is the single largest federal resource
4 available for local sponsors who want to combine a feeding
5 program with a summer activity program.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1897

with committee amendments

STATE OF NEW JERSEY

DATED: APRIL 5, 2018

The Assembly Appropriations Committee reports favorably Senate Bill No. 1897 (1R), with committee amendments.

As amended, the bill requires every school district, in which 50 percent or more of the students enrolled in the district on or before the last school day before October 16 of the preceding school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program, to become a sponsor or site of the federal Summer Food Service Program.

No later than one year after the bill's enactment, a school district that is subject to the bill's requirements must submit an application to the Department of Agriculture to become a sponsor of the Summer Food Service Program or documentation that the school district will become a site under an existing approved sponsor. A school district subject to the provisions of this bill must become a sponsor of the Summer Food Service Program or become a site under an existing approved sponsor no later than two years following the bill's enactment.

The bill permits the Department of Agriculture to grant a waiver from the requirements of this bill to a school district that establishes: (1) it lacks the staff, facilities, or equipment to be a sponsor; or (2) it lacks the means to finance such staff, facilities, or equipment. The department may also grant a waiver for one year to a school district if a different sponsor currently runs the federal Summer Food Program within the same community.

The "Summer Food Service Program" means the federal program that reimburses sponsors for administrative and operational costs to provide meals for children 18 years of age and younger during periods when they are out of school for 15 or more consecutive school days. The program is funded by the United States Department of Agriculture and administered by the State Department of Agriculture.

This bill takes effect on July 1, 2018.

As amended and reported, this bill is identical to Senate Bill No. 1897 (1R), as also amended and reported by the committee.

COMMITTEE AMENDMENTS:

The committee amendments:

(1) clarify that school districts, in which 50 percent or more of the students enrolled in the district on or before the last school day before October 16 of the preceding school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program, must become a sponsor or a site under an existing sponsor of the federal Summer Food Service Program;

(2) require a school district to submit to the Department of Agriculture an application to become a sponsor of the federal Summer Food Service Program or documentation evidencing that the school district will become a site under an existing sponsor;

(3) allow the Department of Agriculture to grant a waiver of the requirements of the bill for one year to a school district if a different sponsor currently runs the Summer Food Service Program in the same community; and

(4) change the effective date of the bill from immediately to July 1, 2018.

FISCAL IMPACT:

This bill has not been certified as requiring a fiscal note.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 1897

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 22, 2018

The Senate Education Committee favorably reports Senate Bill No. 1897 with committee amendments.

As amended, this bill requires every school district in which 50 percent or more of the students enrolled in the district on or before the last school day before October 16 of the preceding school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program to become a sponsor of the federal Summer Food Service Program.

No later than one year after the bill's enactment, a school district that is subject to the bill's requirements must submit a plan to the Department of Agriculture to become a sponsor of the Summer Food Service Program. The school district is required to become a sponsor of the Summer Food Service Program, based upon its plan, no later than two years following the bill's enactment. The bill permits the Department of Agriculture to grant a waiver from the sponsorship requirement to a school district under certain conditions.

The "Summer Food Service Program" means the federal program that reimburses sponsors for administrative and operational costs to provide meals for children 18 years of age and younger during periods when they are out of school for 15 or more consecutive school days. The program is funded by the United States Department of Agriculture and administered by the State Department of Agriculture.

The committee amended the bill to provide that the Department of Agriculture may grant a waiver to a school district that is subject to the bill's requirements if a different sponsor currently runs the Summer Food Service Program within the same community.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1897

STATE OF NEW JERSEY

DATED: MARCH 5, 2018

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 1897 (1R).

This bill requires every school district, in which 50 percent or more of the students enrolled in the district on or before the last school day before October 16 of the preceding school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program, to become a sponsor of the federal Summer Food Service Program.

No later than one year after the bill's enactment, a school district that is subject to the bill's requirements must submit a plan to the Department of Agriculture to become a sponsor of the Summer Food Service Program. The school district is required to become a sponsor of the Summer Food Service Program, based upon its plan, no later than two years following the bill's enactment.

The bill permits the Department of Agriculture to grant a waiver from the sponsorship requirement to a school district that establishes: (1) it lacks the staff, facilities, or requirement to be a sponsor; (2) it lacks the means to finance such staff, facilities, or equipment; or (3) a different sponsor currently runs the Summer Food Service Program within the same community.

The "Summer Food Service Program" means the federal program that reimburses sponsors for administrative and operational costs to provide meals for children 18 years of age and younger during periods when they are out of school for 15 or more consecutive school days. The program is funded by the United States Department of Agriculture and administered by the State Department of Agriculture.

FISCAL IMPACT:

This bill has not been certified as requiring a fiscal note.

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

SENATE, No. 1897

STATE OF NEW JERSEY 218th LEGISLATURE

DATED: APRIL 3, 2018

SUMMARY

- Synopsis:** Expands summer meal program to all school districts with 50 percent or more of students eligible for free or reduced price meals.
- Types of Impact:** Annual State Revenue and Expenditure Increases.
Annual School District Revenue and Expenditure Increases.
- Agencies Affected:** Department of Agriculture and certain school districts.

Office of Legislative Services Estimate

Fiscal Impact	
Annual School District Expenditure Increase	Indeterminate
Annual School District Revenue Increase	Indeterminate
Annual State Expenditure Increase	Indeterminate
Annual State Revenue Increase	Indeterminate

- The Office of Legislative Services (OLS) estimates that the bill will have several indeterminate annual fiscal impacts as the cost of the required Summer Food Service Program will be incurred by affected school districts with the State serving as a conduit for federal cost reimbursements. The OLS cannot quantify these fiscal impacts because of a lack of information on the number of school districts that the bill will cause to newly operate a Summer Food Service Program.
- The bill will increase the annual expenditures of certain school districts by an indeterminate amount. The bill requires the establishment of a Summer Food Service Program in school districts in which at least 50 percent of the students in the prior school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program. The statewide cost of the requirement will be mitigated to the extent that concerned school districts either are already operating a Summer Food Service Program or will qualify for a waiver from the requirement.
- The bill will increase by an indeterminate amount the annual revenue of school districts that will newly operate a Summer Food Service Program. The increase will be equal to the

amount of cost reimbursements from the United States Department of Agriculture (USDA), which covers 100 percent of qualified expenditures of Summer Food Service Program sponsors to provide free meals to all students during long vacation periods from school.

- The OLS notes that the federal government provides the cost reimbursements to the State for allocation to school districts. Consequently, the State will experience an indeterminate annual revenue and expenditure increase equal to the amount of federal cost reimbursements for those school districts that will newly qualify for the reimbursements because of the bill.
- The bill will result in an indeterminate increase in annual State and school district administrative expenditures from implementing and administering the provisions of the bill.

BILL DESCRIPTION

This bill requires a school district to become a sponsor of the federal Summer Food Service Program if 50 percent or more of the students enrolled in the district on or before the last school day before October 16 of the preceding school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program.

The federal Summer Food Service Program reimburses sponsors for administrative and operational costs to provide meals for children 18 years of age and younger in low-income areas during periods when they are out of school for 15 or more consecutive school days. The program is funded by the USDA and its New Jersey component administered by the State Department of Agriculture (DOA).

No later than one year after the bill's enactment, a school district that is subject to the bill's requirements must submit a plan to the DOA to become a sponsor of the Summer Food Service Program. The school district is required to become a sponsor, based upon its plan, no later than two years following the bill's enactment. The bill permits the DOA to grant a waiver from the sponsorship requirement to a school district under certain conditions, including if a different sponsor currently runs the Summer Food Service Program within the same community.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates that the bill will have several indeterminate annual fiscal impacts as the cost of the required Summer Food Service Program will be incurred by affected school districts with the State serving as a conduit for federal cost reimbursements. The OLS cannot quantify the several annual fiscal impacts because of a lack of information on the number of school districts that the bill will cause to newly operate a Summer Food Service Program.

The bill will increase the annual expenditures of certain school districts by an indeterminate amount. The bill requires the establishment of a Summer Food Service Program in school

districts in which at least 50 percent of the students in the prior school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program. The statewide cost of the requirement will be mitigated to the extent that concerned school districts either are already operating a Summer Food Service Program or will qualify for a waiver from the DOA.

The OLS notes that 110 school districts will be affected under this bill and that, in 2017, there were 115 Summer Food Service Program sponsors in New Jersey. However, the OLS is unable to determine how many of the 110 school districts that, absent a DOA waiver, must sponsor a Summer Food Service Program under the bill are already doing so.

A school district's program costs can vary depending on three major factors affecting program implementation, namely food, labor, and supplies. Costs for these items depend on the use of donated foods; the number of students served; the type and scale of food preparation required; local pay scales; and the extent of the hiring of workers from federally subsidized programs, senior citizen associations, or other volunteer groups. In many cases, federal reimbursements will cover all of these costs. Any costs not covered by federal funding would be the responsibility of the districts.

The OLS notes that the bill will also increase the annual revenue of school districts by indeterminate amounts. The increase will be equal to federal cost reimbursements from the USDA, which covers 100 percent of qualified expenditures of Summer Food Service Program sponsors to provide free meals to all students during long vacation periods from school.

In addition, the bill will result in an indeterminate increase in annual State and school district administrative expenditures from implementing and administering the provisions of the bill. For example, the bill's provision that permits a school district to request a waiver under certain circumstances may result in the DOA incurring some marginal administrative costs each year to process an indeterminate number of these requests. The OLS notes that the bill does not limit the number of years a school district may be granted a waiver.

The OLS points out that, procedurally, the federal government provides the Summer Food Service Program cost reimbursements to the State for allocation to the school districts that have qualified for the reimbursements. Consequently, the State will experience an indeterminate annual revenue and expenditure increase equal to the amount of federal cost reimbursements for those school districts that will newly qualify because of the bill.

More than 400,000 children in New Jersey receive free or reduced price meals in their schools under the National School Lunch Program. In 2017, approximately 21 percent of the children in the State participating in the National School Lunch Program had access to nutritious meals in the summer. According to the United States Food and Nutrition Service, for 2018, Summer Food Service Program reimbursement rates are \$2.23 per breakfast, \$3.92 per lunch or supper, and \$0.93 per snack.

Section: Environment, Agriculture, Energy and Natural Resources

*Analyst: Neha Mehta Patel
Associate Fiscal Analyst*

*Approved: Frank W. Haines III
Legislative Budget and Finance Officer*

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

FISCAL NOTE
 [Second Reprint]
SENATE, No. 1897
STATE OF NEW JERSEY
218th LEGISLATURE

DATED: APRIL 23, 2018

SUMMARY

Synopsis: Expands summer meal program to all school districts with 50 percent or more of students eligible for free or reduced price meals.

Types of Impact: Annual State Revenue and Expenditure Increases.
 Annual School District Revenue and Expenditure Increases.

Agencies Affected: Department of Agriculture and certain school districts.

Executive Estimate

Fiscal Impact	<u>Fiscal Year 2019</u>	<u>Fiscal Year 2020</u>	<u>Fiscal Year 2021</u>
Annual State Expenditure Increase	\$543,000	\$528,000	\$528,000

Office of Legislative Services Estimate

Fiscal Impact	Year 1 to 3
Annual School District Expenditure Increase	Indeterminate
Annual School District Revenue Increase	Indeterminate
Annual State Expenditure Increase	Between \$170,000 and \$185,000
Annual State Revenue Increase	Indeterminate

- The Office of Legislative Services (OLS) **does not concur** with the Executive estimate, given that the Executive may have overestimated the cost for salaries, employee fringe benefits, and other indirect costs and has not elaborated on the annual school district expenditures and revenue increases or the annual State revenue increase. The OLS agrees, however, that the bill would produce an annual State expenditure increase to the State General Fund for the administration of the program by the Department of Agriculture (DOA).
- The OLS estimates that the bill will have several indeterminate annual fiscal impacts as the cost of the required Summer Food Service Program will be incurred by affected school districts with the State serving as a conduit for federal cost reimbursements. The OLS cannot

quantify these fiscal impacts because of a lack of information on the number of school districts that the bill will cause to newly operate a Summer Food Service Program.

- The bill will increase the annual expenditures of certain school districts by an indeterminate amount. The bill requires the establishment of a Summer Food Service Program in school districts in which at least 50 percent of the students in the prior school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program. The Statewide cost of the requirement will be mitigated to the extent that concerned school districts either are already operating a Summer Food Service Program, will become a site under an existing approved sponsor, or will qualify for a waiver from the requirement.
- The bill will increase by an indeterminate amount the annual revenue of school districts that will newly operate a Summer Food Service Program. The increase will be equal to the amount of cost reimbursements from the United States Department of Agriculture (USDA), which covers 100 percent of qualified expenditures of Summer Food Service Program sponsors to provide free meals to all students during long vacation periods from school.
- The OLS notes that the federal government provides the cost reimbursements to the State for allocation to school districts. Consequently, the State will experience an indeterminate annual revenue and expenditure increase equal to the amount of federal cost reimbursements for those school districts that will newly qualify for the reimbursements because of the bill.
- The bill will result in an indeterminate increase in annual State and school district administrative expenditures from implementing and administering the provisions of the bill.

BILL DESCRIPTION

This bill requires a school district to become a sponsor of the federal Summer Food Service Program if 50 percent or more of the students enrolled in the district on or before the last school day before October 16 of the preceding school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program.

The federal Summer Food Service Program reimburses sponsors for administrative and operational costs to provide meals for children 18 years of age and younger in low-income areas during periods when they are out of school for 15 or more consecutive school days. The program is funded by the USDA and its New Jersey component administered by the State Department of Agriculture (DOA).

No later than one year after the bill's enactment into law, a school district that is subject to the bill's requirements must submit an application to the DOA to become a sponsor of the Summer Food Service Program or documentation that the school district will become a site under an existing approved sponsor. The school district is required to become a sponsor or become a site under an existing approved sponsor no later than two years following the bill's enactment into law. The bill permits the DOA to grant a waiver from the sponsorship requirement to a school district under certain conditions, including a one-year waiver if a different sponsor currently runs the Summer Food Service Program within the same community.

The bill would take effect on July 1, 2018.

FISCAL ANALYSIS

EXECUTIVE BRANCH

According to the Executive estimate, the administrative costs associated with the implementation of the bill would be \$543,000 for the first year, and \$528,000 for each year thereafter, for salaries, employee fringe benefits, and other indirect costs of five specialists and 20 temporary employment service staff. The Executive estimates that these monies will pay for \$15,000 in additions, improvements, and equipment in the first year.

OFFICE OF LEGISLATIVE SERVICES

The OLS does not concur with the Executive estimate, given that the Executive may have overestimated the cost for salaries, employee fringe benefits, and other indirect costs and has not elaborated on the annual school district expenditures and revenue increases or the annual State revenue increase. The OLS agrees, however, that the bill would produce an annual State expenditure increase to the State General Fund for the administration of the program by the DOA.

The OLS estimates that the bill will have several indeterminate annual fiscal impacts as the cost of the required Summer Food Service Program will be incurred by affected school districts with the State serving as a conduit for federal cost reimbursements. The OLS cannot quantify the several annual fiscal impacts because of a lack of information on the number of school districts that the bill will cause to newly operate a Summer Food Service Program.

The bill will increase the annual expenditures of certain school districts by an indeterminate amount. The bill requires the establishment of a Summer Food Service Program in school districts in which at least 50 percent of the students in the prior school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program. The Statewide cost of the requirement will be mitigated to the extent that concerned school districts either are already operating a Summer Food Service Program, will become a site under an existing approved sponsor, or will qualify for a waiver from the DOA.

The OLS notes that 110 school districts will be affected under this bill and that, in 2017, there were 115 Summer Food Service Program sponsors in New Jersey. However, the OLS is unable to determine how many of the 110 school districts that, absent a DOA waiver, must sponsor a Summer Food Service Program or will qualify as a site under an existing approved sponsor under the bill.

A school district's program costs can vary depending on three major factors affecting program implementation, namely food, labor, and supplies. Costs for these items depend on the use of donated foods; the number of students served; the type and scale of food preparation required; local pay scales; and the extent of the hiring of workers from federally subsidized programs, senior citizen associations, or other volunteer groups. In many cases, federal reimbursements will cover all of these costs. Any costs not covered by federal funding would be the responsibility of the districts.

The OLS notes that the bill will also increase the annual revenue of school districts by indeterminate amounts. The increase will be equal to federal cost reimbursements from the USDA, which covers 100 percent of qualified expenditures of Summer Food Service Program sponsors to provide free meals to all students during long vacation periods from school.

In addition, the bill will result in an indeterminate increase in annual State and school district administrative expenditures from implementing and administering the provisions of the bill. For example, the bill's provision that permits a school district to request a waiver under certain

circumstances may result in the DOA incurring some marginal administrative costs each year to process an indeterminate number of these requests. The OLS notes that the bill does not limit the number of years a school district may be granted a waiver. The Executive estimates the bill would cost the DOA \$543,000 for the first year, and \$528,000 for each year thereafter. These monies would pay for \$15,000 in additions, improvements, and equipment for the first year, and \$528,000 for salaries, employee fringe benefits, and other indirect costs for five specialists and 20 temporary employees annually. The OLS estimates that the DOA will incur \$15,000 in additions, improvements, and equipment for the first year and \$170,000 for two specialists and 10 temporary employment service staff annually.

The OLS points out that, procedurally, the federal government provides the Summer Food Service Program cost reimbursements to the State for allocation to the school districts that have qualified for the reimbursements. Consequently, the State will experience an indeterminate annual revenue and expenditure increase equal to the amount of federal cost reimbursements for those school districts that will newly qualify because of the bill.

More than 400,000 children in New Jersey receive free or reduced price meals in their schools under the National School Lunch Program. In 2017, approximately 21 percent of the children in the State participating in the National School Lunch Program had access to nutritious meals in the summer. According to the United States Food and Nutrition Service, for 2018, Summer Food Service Program reimbursement rates are \$2.23 per breakfast, \$3.92 per lunch or supper, and \$0.93 per snack.

Section: Environment, Agriculture, Energy and Natural Resources

*Analyst: Neha Mehta Patel
Associate Fiscal Analyst*

*Approved: Frank W. Haines III
Legislative Budget and Finance Officer*

This fiscal note has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

ASSEMBLY, No. 3504

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED MARCH 5, 2018

Sponsored by:

Assemblywoman PAMELA R. LAMPITT

District 6 (Burlington and Camden)

Assemblywoman ELIANA PINTOR MARIN

District 29 (Essex)

Assemblyman ARTHUR BARCLAY

District 5 (Camden and Gloucester)

Co-Sponsored by:

Assemblywoman Vainieri Huttie

SYNOPSIS

Expands summer meal program to all school districts with 50 percent or more of students eligible for free or reduced price meals.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 3/6/2018)

1 AN ACT concerning implementation of the federal Summer Food
2 Service Program and supplementing chapter 33 of Title 18A of
3 the New Jersey Statutes.

4
5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*

7
8 1. a. Every school district in which 50 percent or more of the
9 students enrolled in the school district on or before the last school
10 day before October 16 of the preceding school year were eligible
11 for free or reduced price meals under the National School Lunch
12 Program or the federal School Breakfast Program, shall:

13 (1) become a sponsor of the federal Summer Food Service
14 Program; or

15 (2) apply for a waiver pursuant to section 3 of this act.

16 b. No later than one year after the date of enactment of this act,
17 a school district which is required to sponsor a Summer Food
18 Service Program pursuant to subsection a. of this section shall
19 submit, to the Department of Agriculture, a program plan to become
20 a sponsor of the federal Summer Food Service Program.

21 c. As used in this act, "Summer Food Service Program" means
22 the federal program that reimburses sponsors for administrative and
23 operational costs to provide meals for children 18 years of age and
24 younger during periods when they are out of school for 15 or more
25 consecutive school days, which is funded by the United States
26 Department of Agriculture and administered by the State
27 Department of Agriculture in accordance with the requirements set
28 forth in federal regulations at 7 CFR Part 225 and 7 CFR Part 250.

29
30 2. a. The Department of Agriculture shall notify a school district
31 that submits a Summer Food Service Program plan pursuant to
32 section 1 of this act of the completion of the department's review and
33 any recommended changes to the school district's program plan,
34 within three months after receipt of the plan. If a school district's
35 program plan meets all of the requirements of this act and any rules
36 and regulations adopted pursuant thereto, the department shall approve
37 the plan.

38 b. A school district subject to the requirements of this act shall
39 become a sponsor of the federal Summer Food Service Program,
40 based on the plan submitted by the school district to the Department of
41 Agriculture, no later than two years following the date of enactment of
42 this act.

43
44 3. a. The Department of Agriculture may grant a waiver of the
45 requirements of this act to a school district subject to the
46 requirements of this act that lacks the staff, facilities, or equipment
47 to sponsor the federal Summer Food Service Program, or the means
48 to finance the hiring or acquisition of such staff, facilities, or

1 equipment, if the district submits the federal Summer Food Service
2 Program plan to the department as required by section 1 of this act
3 and requests a waiver for the school district.

4 b. A school district that requests a waiver pursuant to
5 subsection a. of this section shall report to the Department of
6 Agriculture, in the manner prescribed by the department, its reasons
7 for requesting a waiver. The report shall include, but need not be
8 limited to, a description of the specific impediments to
9 implementing the program and actions that could be taken to
10 remove those impediments.

11
12 4. The Department of Agriculture shall adopt pursuant to the
13 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
14 seq.), such rules and regulations as may be necessary to effectuate
15 the purposes of this act.

16
17 5. This act shall take effect immediately.

18

19

20

STATEMENT

21

22 This bill requires every school district in which 50 percent or
23 more of the students enrolled in the school on or before the last
24 school day before October 16 of the preceding school year were
25 eligible for free or reduced price meals under the National School
26 Lunch Program or the federal School Breakfast Program to become
27 a sponsor of the federal Summer Food Service Program.

28 The bill requires each school district, no later than one year after
29 the date of enactment of this bill into law, to submit a plan for
30 sponsorship of the federal Summer Food Service Program in a
31 district required to establish such a program. Based on the plan
32 submitted by the school district to the Department of Agriculture, the
33 bill requires that such school district become a sponsor no later than
34 two years following the date of enactment of this bill into law. The
35 bill permits the Department of Agriculture to grant a waiver from
36 the sponsorship requirement to a school district under certain
37 conditions.

38 The "Summer Food Service Program" means the federal program
39 that reimburses sponsors for administrative and operational costs to
40 provide meals for children 18 years of age and younger during
41 periods when they are out of school for 15 or more consecutive
42 school days, which is funded by the United States Department of
43 Agriculture and administered by the State Department of
44 Agriculture.

45 Locally, approved sponsors, including school districts, run the
46 Summer Food Service Program. Each sponsor provides free meals
47 to a group of children at a central site such as a school or a
48 community center. Sponsors receive payments from the United

A3504 LAMPITT, PINTOR MARIN

4

1 States Department of Agriculture through their state agencies for
2 the meals they serve and for their documented operating costs. The
3 Summer Food Service Program is the single largest federal resource
4 available for local sponsors who want to combine a feeding
5 program with a summer activity program.

ASSEMBLY, No. 3504

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED MARCH 5, 2018

Sponsored by:

Assemblywoman PAMELA R. LAMPITT

District 6 (Burlington and Camden)

Assemblywoman ELIANA PINTOR MARIN

District 29 (Essex)

Assemblyman ARTHUR BARCLAY

District 5 (Camden and Gloucester)

Co-Sponsored by:

Assemblywoman Vainieri Huttle

SYNOPSIS

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As introduced.



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35 program plan meets all of the requirements of this act and any rules
36 and regulations adopted pursuant thereto, the department shall approve
37 the plan.

38 b. A school district subject to the requirements of this act shall
39 become a sponsor of the federal Summer Food Service Program,
40 based on the plan submitted by the school district to the Department of
41 Agriculture, no later than two years following the date of enactment of
42 this act.

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44 3. a. The Department of Agriculture may grant a waiver of the
45 requirements of this act to a school district subject to the
46 requirements of this act that lacks the staff, facilities, or equipment
47 to sponsor the federal Summer Food Service Program, or the means
48 to finance the hiring or acquisition of such staff, facilities, or

1 equipment, if the district submits the federal Summer Food Service
2 Program plan to the department as required by section 1 of this act
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6 Agriculture, in the manner prescribed by the department, its reasons
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22 This bill requires every school district in which 50 percent or
23 more of the students enrolled in the school on or before the last
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26 Lunch Program or the federal School Breakfast Program to become
27 a sponsor of the federal Summer Food Service Program.

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29 the date of enactment of this bill into law, to submit a plan for
30 sponsorship of the federal Summer Food Service Program in a
31 district required to establish such a program. Based on the plan
32 submitted by the school district to the Department of Agriculture, the
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34 two years following the date of enactment of this bill into law. The
35 bill permits the Department of Agriculture to grant a waiver from
36 the sponsorship requirement to a school district under certain
37 conditions.

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39 that reimburses sponsors for administrative and operational costs to
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4

1 States Department of Agriculture through their state agencies for
2 the meals they serve and for their documented operating costs. The
3 Summer Food Service Program is the single largest federal resource
4 available for local sponsors who want to combine a feeding
5 program with a summer activity program.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 3504

with committee amendments

STATE OF NEW JERSEY

DATED: APRIL 5, 2018

The Assembly Appropriations Committee reports favorably Assembly Bill No. 3504 (1R), with committee amendments.

As amended, the bill requires every school district, in which 50 percent or more of the students enrolled in the district on or before the last school day before October 16 of the preceding school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program, to become a sponsor or site of the federal Summer Food Service Program.

No later than one year after the bill's enactment, a school district that is subject to the bill's requirements must submit an application to the Department of Agriculture to become a sponsor of the Summer Food Service Program or documentation that the school district will become a site under an existing approved sponsor. A school district subject to the provisions of this bill must become a sponsor of the Summer Food Service Program or become a site under an existing approved sponsor no later than two years following the bill's enactment.

The bill permits the Department of Agriculture to grant a waiver from the requirements of this bill to a school district that establishes: (1) it lacks the staff, facilities, or equipment to be a sponsor; or (2) it lacks the means to finance such staff, facilities, or equipment. The department may also grant a waiver for one year to a school district if a different sponsor currently runs the federal Summer Food Program within the same community.

The "Summer Food Service Program" means the federal program that reimburses sponsors for administrative and operational costs to provide meals for children 18 years of age and younger during periods when they are out of school for 15 or more consecutive school days. The program is funded by the United States Department of Agriculture and administered by the State Department of Agriculture.

This bill takes effect on July 1, 2018.

As amended and reported, this bill is identical to Senate Bill No. 1897 (1R), as also amended and reported by the committee.

COMMITTEE AMENDMENTS:

The committee amendments:

(1) clarify that school districts, in which 50 percent or more of the students enrolled in the district on or before the last school day before October 16 of the preceding school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program, must become a sponsor or a site under an existing sponsor of the federal Summer Food Service Program;

(2) require a school district to submit to the Department of Agriculture an application to become a sponsor of the federal Summer Food Service Program or documentation evidencing that the school district will become a site under an existing sponsor;

(3) allow the Department of Agriculture to grant a waiver of the requirements of the bill for one year to a school district if a different sponsor currently runs the Summer Food Service Program in the same community; and

(4) change the effective date of the bill from immediately to July 1, 2018.

FISCAL IMPACT:

This bill has not been certified as requiring a fiscal note.

FISCAL NOTE
 [Second Reprint]
ASSEMBLY, No. 3504
STATE OF NEW JERSEY
218th LEGISLATURE

DATED: APRIL 23, 2018

SUMMARY

Synopsis: Expands summer meal program to all school districts with 50 percent or more of students eligible for free or reduced price meals.

Types of Impact: Annual State Revenue and Expenditure Increases.
 Annual School District Revenue and Expenditure Increases.

Agencies Affected: Department of Agriculture and certain school districts.

Executive Estimate

Fiscal Impact	<u>Fiscal Year 2019</u>	<u>Fiscal Year 2020</u>	<u>Fiscal Year 2021</u>
Annual State Expenditure Increase	\$543,000	\$528,000	\$528,000

Office of Legislative Services Estimate

Fiscal Impact	Year 1 to 3
Annual School District Expenditure Increase	Indeterminate
Annual School District Revenue Increase	Indeterminate
Annual State Expenditure Increase	Between \$170,000 and \$185,000
Annual State Revenue Increase	Indeterminate

- The Office of Legislative Services (OLS) **does not concur** with the Executive estimate, given that the Executive may have overestimated the cost for salaries, employee fringe benefits, and other indirect costs and has not elaborated on the annual school district expenditures and revenue increases or the annual State revenue increase. The OLS agrees, however, that the bill would produce an annual State expenditure increase to the State General Fund for the administration of the program by the Department of Agriculture (DOA).
- The OLS estimates that the bill will have several indeterminate annual fiscal impacts as the cost of the required Summer Food Service Program will be incurred by affected school districts with the State serving as a conduit for federal cost reimbursements. The OLS cannot

quantify these fiscal impacts because of a lack of information on the number of school districts that the bill will cause to newly operate a Summer Food Service Program.

- The bill will increase the annual expenditures of certain school districts by an indeterminate amount. The bill requires the establishment of a Summer Food Service Program in school districts in which at least 50 percent of the students in the prior school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program. The Statewide cost of the requirement will be mitigated to the extent that concerned school districts either are already operating a Summer Food Service Program, will become a site under an existing approved sponsor, or will qualify for a waiver from the requirement.
- The bill will increase by an indeterminate amount the annual revenue of school districts that will newly operate a Summer Food Service Program. The increase will be equal to the amount of cost reimbursements from the United States Department of Agriculture (USDA), which covers 100 percent of qualified expenditures of Summer Food Service Program sponsors to provide free meals to all students during long vacation periods from school.
- The OLS notes that the federal government provides the cost reimbursements to the State for allocation to school districts. Consequently, the State will experience an indeterminate annual revenue and expenditure increase equal to the amount of federal cost reimbursements for those school districts that will newly qualify for the reimbursements because of the bill.
- The bill will result in an indeterminate increase in annual State and school district administrative expenditures from implementing and administering the provisions of the bill.

BILL DESCRIPTION

This bill requires a school district to become a sponsor of the federal Summer Food Service Program if 50 percent or more of the students enrolled in the district on or before the last school day before October 16 of the preceding school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program.

The federal Summer Food Service Program reimburses sponsors for administrative and operational costs to provide meals for children 18 years of age and younger in low-income areas during periods when they are out of school for 15 or more consecutive school days. The program is funded by the USDA and its New Jersey component administered by the State Department of Agriculture (DOA).

No later than one year after the bill's enactment into law, a school district that is subject to the bill's requirements must submit an application to the DOA to become a sponsor of the Summer Food Service Program or documentation that the school district will become a site under an existing approved sponsor. The school district is required to become a sponsor or become a site under an existing approved sponsor no later than two years following the bill's enactment into law. The bill permits the DOA to grant a waiver from the sponsorship requirement to a school district under certain conditions, including a one-year waiver if a different sponsor currently runs the Summer Food Service Program within the same community.

The bill would take effect on July 1, 2018.

FISCAL ANALYSIS

EXECUTIVE BRANCH

According to the Executive estimate, the administrative costs associated with the implementation of the bill would be \$543,000 for the first year, and \$528,000 for each year thereafter, for salaries, employee fringe benefits, and other indirect costs of five specialists and 20 temporary employment service staff. The Executive estimates that these monies will pay for \$15,000 in additions, improvements, and equipment in the first year.

OFFICE OF LEGISLATIVE SERVICES

The OLS does not concur with the Executive estimate, given that the Executive may have overestimated the cost for salaries, employee fringe benefits, and other indirect costs and has not elaborated on the annual school district expenditures and revenue increases or the annual State revenue increase. The OLS agrees, however, that the bill would produce an annual State expenditure increase to the State General Fund for the administration of the program by the DOA.

The OLS estimates that the bill will have several indeterminate annual fiscal impacts as the cost of the required Summer Food Service Program will be incurred by affected school districts with the State serving as a conduit for federal cost reimbursements. The OLS cannot quantify the several annual fiscal impacts because of a lack of information on the number of school districts that the bill will cause to newly operate a Summer Food Service Program.

The bill will increase the annual expenditures of certain school districts by an indeterminate amount. The bill requires the establishment of a Summer Food Service Program in school districts in which at least 50 percent of the students in the prior school year were eligible for free or reduced price meals under the National School Lunch Program or the federal School Breakfast Program. The Statewide cost of the requirement will be mitigated to the extent that concerned school districts either are already operating a Summer Food Service Program, will become a site under an existing approved sponsor, or will qualify for a waiver from the DOA.

The OLS notes that 110 school districts will be affected under this bill and that, in 2017, there were 115 Summer Food Service Program sponsors in New Jersey. However, the OLS is unable to determine how many of the 110 school districts that, absent a DOA waiver, must sponsor a Summer Food Service Program or will qualify as a site under an existing approved sponsor under the bill.

A school district's program costs can vary depending on three major factors affecting program implementation, namely food, labor, and supplies. Costs for these items depend on the use of donated foods; the number of students served; the type and scale of food preparation required; local pay scales; and the extent of the hiring of workers from federally subsidized programs, senior citizen associations, or other volunteer groups. In many cases, federal reimbursements will cover all of these costs. Any costs not covered by federal funding would be the responsibility of the districts.

The OLS notes that the bill will also increase the annual revenue of school districts by indeterminate amounts. The increase will be equal to federal cost reimbursements from the USDA, which covers 100 percent of qualified expenditures of Summer Food Service Program sponsors to provide free meals to all students during long vacation periods from school.

In addition, the bill will result in an indeterminate increase in annual State and school district administrative expenditures from implementing and administering the provisions of the bill. For example, the bill's provision that permits a school district to request a waiver under certain

circumstances may result in the DOA incurring some marginal administrative costs each year to process an indeterminate number of these requests. The OLS notes that the bill does not limit the number of years a school district may be granted a waiver. The Executive estimates the bill would cost the DOA \$543,000 for the first year, and \$528,000 for each year thereafter. These monies would pay for \$15,000 in additions, improvements, and equipment for the first year, and \$528,000 for salaries, employee fringe benefits, and other indirect costs for five specialists and 20 temporary employees annually. The OLS estimates that the DOA will incur \$15,000 in additions, improvements, and equipment for the first year and \$170,000 for two specialists and 10 temporary employment service staff annually.

The OLS points out that, procedurally, the federal government provides the Summer Food Service Program cost reimbursements to the State for allocation to the school districts that have qualified for the reimbursements. Consequently, the State will experience an indeterminate annual revenue and expenditure increase equal to the amount of federal cost reimbursements for those school districts that will newly qualify because of the bill.

More than 400,000 children in New Jersey receive free or reduced price meals in their schools under the National School Lunch Program. In 2017, approximately 21 percent of the children in the State participating in the National School Lunch Program had access to nutritious meals in the summer. According to the United States Food and Nutrition Service, for 2018, Summer Food Service Program reimbursement rates are \$2.23 per breakfast, \$3.92 per lunch or supper, and \$0.93 per snack.

Section: Environment, Agriculture, Energy and Natural Resources

*Analyst: Neha Mehta Patel
Associate Fiscal Analyst*

*Approved: Frank W. Haines III
Legislative Budget and Finance Officer*

This fiscal note has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).



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Newark, N.J.

Governor Murphy Takes Action on Legislation

05/30/2018

TRENTON – Today, Governor Phil Murphy announced that he has signed the following bills into law:

A2787 (Dancer, Andrzejczak, Houghtaling, Rooney/Cruz-Perez, Singer) – Extends pilot program authorizing special occasion events at wineries on preserved farmland; implements reporting requirement.

A3380 (McKeon, Murphy, Lampitt, Conaway/Vitale, Singleton) – “New Jersey Health Insurance Market Preservation Act.”

S482 (Vitale/Vainieri Huttle, Quijano, Jasey) – Authorizes certain gestational carrier agreements.

S846 (Turner, Cruz-Perez/Pintor Marin, Mukherji, Gusciora, Jones, Sumter) – Reinstates and extends duration of certain UEZs; requires DCA to study UEZ program and report recommendations to the Legislature.

S868 (Sweeney, Vitale/Coughlin, Jasey, Schaer)– Permits candidates for school board to circulate petitions jointly and be bracketed together on ballot; permits short nonpolitical designation of principles on petitions and ballots.

S1217 (Sweeney, Smith/Mazzeo, Armato, DeAngelo) – Requires BPU consideration and approval of amended application for qualified wind energy project offshore in certain NJ territorial waters.

S1870 (Vitale, Ruiz/Speight, Quijano, McKnight) – Requires Child Fatality and Near Fatality Review Board to study racial and ethnic disparities that contribute to infant mortality.

S1876 (Ruiz, Corrado/Vainieri Huttle, Caputo, Jasey) – Requires Commissioner of Education to include data on chronic absenteeism and disciplinary suspensions on School Report Card and requires public schools to make certain efforts to combat chronic absenteeism.

S1878 (Vitale, Singleton/McKeon, Lampitt, Murphy) – "New Jersey Health Insurance Premium Security Act;" establishes health insurance reinsurance plan.

S1894 (Ruiz, Turner/Lampitt, Sumter, Barclay) – Requires "breakfast after the bell" program in all schools with 70% or more of students eligible for free or reduced price meals.

S1895 (Ruiz, Turner/Lampitt, Jones, Wimberly) – Requires certain school districts to submit report on nonparticipation in "Community Eligibility Provision" of National School Lunch and School Breakfast Programs.

S1896 (Ruiz, Turner/Lampitt, Wimberly, Jones) – Requires school district to report at least biannually to Department of Agriculture number of students who are denied school breakfast or school lunch.

S1897 (Ruiz, Turner/Lampitt, Pintor Marin, Barclay) – Expands summer meal program to all school districts with 50 percent or more of students eligible for free or reduced price meals.

S2247 (Sweeney/Burzichelli, Mukherji, Murphy) – Allows charitable assets set aside from the sale of nonprofit hospital to for-profit entity to be allocated to successor nonprofit charitable entity that is establishing and operating

equivalent nonprofit hospital.

Governor Murphy also announced that he has conditionally vetoed the following bills:

S879 (Sweeney/Burzichelli, Taliaferro, Murphy) – Amends definition of "existing major hazardous waste facility" in "Major Hazardous Waste Facilities Siting Act."

[Copy of message on S879](#)

S976 (Vitale, Bateman/Vainieri Huttle, Lagana, Mukherji) – "Revised State Medical Examiner Act"; establishes Office of the Chief State Medical Examiner in DOH.

[Copy of message on S976](#)

S1968 (Pou/Wimberly, Mukherji, Sumter) – Extends document submission deadline for certain residential and mixed use parking projects under Economic Redevelopment and Growth Grant program; increases maximum credit amounts awarded for certain residential and mixed use parking projects.

[Copy of message on S1968](#)

[Back to Top](#)

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Home

Administration

Governor Phil Murphy

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Cabinet

Boards, Commissions

& Authorities

Internship

Opportunities

Governor's Residence

- Drumthwacket

Key Initiatives

Economy & Jobs

Education

Environment

Health

Law & Justice

Transportation

News & Events

Press Releases

Public Addresses

Executive Orders

Statements on

Legislation

Administration Reports

Transition Reports

Social

Facebook

Twitter

Instagram

Snapchat

YouTube

Contact Us

Scheduling Requests

Contact Us

NJ Home

Services A to Z

Departments/Agencies

FAQs

Contact Us

Privacy Notice

Legal Statement &

Disclaimers

Accessibility

Statement