

FIRST REGULAR SESSION

SENATE BILL NO. 172

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR WEBBER.

0880S.01I

KRISTINA MARTIN, Secretary

AN ACT

To amend chapter 167, RSMo, by adding thereto one new section relating to school meals.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 167, RSMo, is amended by adding thereto
2 one new section, to be known as section 167.202, to read as
3 follows:

167.202. 1. This section shall be known and may be
2 cited as the "Missouri Free School Meals Program".

3 2. As used in this section, the term "school" shall
4 mean any school district, public school, charter school, or
5 private, religious, or parochial school.

6 3. Each school that participates in the United States
7 Department of Agriculture National School Lunch Program and
8 has an identified student percentage below the federal
9 percentage determined for all meals to be reimbursed at the
10 free rate through the United States Department of
11 Agriculture Community Eligibility Provision shall
12 participate in the Missouri free school meals program.

13 4. Each school that participates in the United States
14 Department of Agriculture National School Lunch Program and
15 has an identified student percentage at or above the federal
16 percentage determined for all meals to be reimbursed at the
17 free rate through the United States Department of
18 Agriculture Community Eligibility Provision shall

19 participate in the Community Eligibility Provision in order
20 to participate in the Missouri free school meals program.

21 5. Each school that participates in the Missouri free
22 school meals program shall:

23 (1) Participate in the United States Department of
24 Agriculture School Breakfast Program and the United States
25 Department of Agriculture National School Lunch Program; and

26 (2) Provide to all students at no cost up to two
27 federally reimbursable meals per school day, with a maximum
28 of one free breakfast and one free lunch.

29 6. The department of elementary and secondary
30 education shall provide to every school participating in the
31 Missouri free school meals program state funding for each
32 school lunch and breakfast served to a student, with a
33 maximum of one breakfast and one lunch per student per
34 school day. The amount of state aid per meal shall be equal
35 to the difference between the applicable federal
36 reimbursement rate at that school site for a free meal, as
37 determined annually by the United States Department of
38 Agriculture, and the actual federal reimbursement received
39 by the participating school for the breakfast or lunch
40 served to the student.

41 7. The department of elementary and secondary
42 education shall promulgate rules to implement the provisions
43 of this section. Any rule or portion of a rule, as that
44 term is defined in section 536.010, that is created under
45 the authority delegated in this section shall become
46 effective only if it complies with and is subject to all of
47 the provisions of chapter 536 and, if applicable, section
48 536.028. This section and chapter 536 are nonseverable and
49 if any of the powers vested with the general assembly
50 pursuant to chapter 536 to review, to delay the effective

51 date, or to disapprove and annul a rule are subsequently
52 held unconstitutional, then the grant of rulemaking
53 authority and any rule proposed or adopted after August 28,
54 2025, shall be invalid and void.

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