

# State of South Dakota

NINETY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 2018

952Z0782

## SENATE EDUCATION ENGROSSED NO. **SB 162** - 2/15/2018

Introduced by: Senators Heinert, Kennedy, Killer, Langer, Nelson, Nesiba, Peters, Sutton,  
and Youngberg and Representatives Bartling, Ahlers, Bordeaux, Hawley,  
Lesmeister, McCleerey, Ring, Schaefer, Smith, and Wismer

1 FOR AN ACT ENTITLED, An Act to prohibit school lunch shaming.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That the code be amended by adding a NEW SECTION to read:

4 Regardless of whether or not a student has money to pay for a meal or owes money for  
5 earlier meals the school shall provide the same United States Department of Agriculture  
6 reimbursable meal being served that day to all other students to any student who requests one.  
7 A school may not require a student throw away a meal after it has been served because the  
8 student is unable to pay for a meal or owes money for any earlier meal. A school may not  
9 publicly identify or stigmatize a student by requiring the student wear a wristband or handstamp  
10 or require a student to do chores or other work to pay for any meal. This Act applies to all public  
11 and private schools that participate in the national school lunch program or school breakfast  
12 program. A school may use other means of collection for a lunch debt not prohibited by this  
13 section.

