

~~Section 7-5A-02 and 7-5A-03~~

~~Annotated Code of Maryland~~

~~(1989 Replacement Volume and 1989 Supplement)~~

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Education

[7-5A-01.

By January 1, 1981, the State Board shall require each county board to provide in each elementary school receiving funds under Title I of the Elementary and Secondary Education Act of 1965 (Public Law 89-313) a free and reduced price breakfast that meets the standards of the United States Department of Agriculture.]

7-5A-01.

(A) THE STATE BOARD SHALL REQUIRE EACH COUNTY BOARD TO PROVIDE IN EACH ELEMENTARY SCHOOL A FREE AND REDUCED PRICE BREAKFAST, UNLESS THE SCHOOL IS EXEMPTED UNDER § 7-5A-02 OF THIS SUBTITLE.

(B) THE FREE AND REDUCED PRICE BREAKFAST REQUIRED TO BE PROVIDED UNDER THIS SECTION SHALL MEET THE STANDARDS OF THE UNITED STATES DEPARTMENT OF AGRICULTURE.

7-5A-02.

The State Superintendent shall exempt any elementary school from the requirements of this subtitle if:

(1) (i) The school has made a breakfast program available for at least 3 consecutive months; and

(ii) The participation is less than 25 percent of the number of students eligible for free and reduced price meals in each month; ~~or~~

(2) (i) The county board approves an alternative nutrition program that the school has instituted;

(ii) The school regularly conducts an assessment of the alternative program that provides evidence of success in achieving program objectives; and

(iii) The school submits an annual report of the assessment to the county board and the State; ~~or~~

(3) (i) The school requests an exemption for reasons of a compelling nature to the county board; and

(ii) After review and approval, the county board submits the request for exemption to the State Superintendent; OR