**AB 2449 Proposed Amendments (6-14-14)**

SEC. 2. Section 49550 of the Education Code is amended to read:

49550. (a)  Notwithstanding any other law, a school district or county office of education maintaining kindergarten or any of grades 1 to 12, inclusive, shall provide for each needy pupil one nutritionally adequate free or reduced-price meal during each school day, except for family day care homes that shall be reimbursed for 75 percent of the meals served. School districts and county offices of education shall ensure that each of the schools in their respective jurisdictions provides their pupils adequate time to eat after being served ~~in accordance with the relevant 2013 guidelines of the department~~.***The Department specifies adequate time as twenty minutes to eat after being served lunch. If a school determines that they are currently not providing pupils with adequate time to eat, that school, in coordination with the school district, shall develop and begin to implement a plan to increase pupils’ time to eat commencing with the 2015-16 school year.***

(b)  In order to comply with subdivision (a), a school district or county office of education may use funds that are available through any federal or state program the purpose of which includes the provision of meals to a pupil, including, but not necessarily limited to, the federal School Breakfast Program, the federal National School Lunch Program, the federal Summer Food Service Program, the federal Seamless Summer Option, or the state meal program, or may do so at the expense of the school district or county office of education.

(c)  In order to comply with the provision of subdivision (a) requiring adequate time for pupils to eat after being served, a school district or county office of education ~~shall~~ ***may*** ~~first~~ use***, to the extent that funds are available,*** federally or state-regulated nonprofit school food service cafeteria accounts to defray any ***allowable***costs ~~that are allowable~~ from that funding source ***before considering other funding streams*.**