



TECHNICAL ASSISTANCE NOTE

No. 2006-12

Contact: Michelle Morris

School Business Services Food and Nutrition Management

Department of Education
John L. Winn, Commissioner

**Florida House Bill #227: Ms. Willie Ann Glenn Act, an Act
Relating to Children's Summer Nutrition Programs**

(850) 245-9262
SC 205-9262

DATE: January 31, 2006

TO: District Superintendents, Sponsors of the National School Lunch and Summer Food Service Programs

FROM: Diane Santoro, Administrator
Food and Nutrition Management *Diane Santoro*

SUBJECT: Florida House Bill #227: Ms. Willie Ann Glenn Act, an Act Relating to Children's Summer Nutrition Programs

This document supports the mission of Florida's K-20 education system to increase the proficiency of all students within one seamless, efficient system. Through this and other modes of assistance, the office of Food and Nutrition Management (FNM) supports the State Board of Education's goal of delivering quality, efficient services (Section 1008.31(3), Florida Statutes).

House Bill 227 requires that district school boards develop plans to sponsor summer nutrition programs; provides criteria for operating program sites; and provides for exemption under certain conditions. This new law became effective July 1, 2005.

Chapter 2005-73, General Laws, further explains that House Bill 227 is "an act relating to children's summer nutrition programs; providing a popular name; requiring each district school board to develop a plan to sponsor a summer nutrition program; providing criteria for operating summer nutrition program sites; authorizing exemption from sponsoring a summer nutrition program and providing procedures therefor; requiring a district school board to annually reconsider its decision to be exempt; authorizing district school boards to encourage not-for-profit entities to sponsor a summer nutrition program under certain circumstances; authorizing a superintendent of schools to collaborate with specified agencies and private, not-for-profit leaders to implement a summer nutrition program; providing for reporting; directing the Department of Education to provide each district school board with a list of organizations intending to participate; providing an effective date."

DIANE SANTORO, ADMINISTRATOR
FOOD AND NUTRITION MANAGEMENT

The provisions of H.B. 227 as enacted by the 2005 Legislature of the State of Florida are as follows:

Section 1: Children's summer nutrition program.

(1) This section may be cited as the "Ms. Willie Ann Glenn Act."

(2) Each district school board shall develop a plan by May 1, 2006, to sponsor a summer nutrition program beginning the summer of 2006 to operate sites in the school district as follows:

(a) Within 5 miles of at least one elementary school at which 50 percent or more of the students are eligible for free or reduced-price school meals and for the duration of 35 consecutive days; and

(b) Except as operated pursuant to paragraph (a), within 10 miles of each elementary school at which 50 percent or more of the students are eligible for free or reduced-price school meals.

(3) (a) District school boards may be exempt from sponsoring a summer nutrition program pursuant to this section. A district school board seeking such exemption must include the issue on an agenda at a regular or special district school board meeting that is publicly noticed, provide residents an opportunity to participate in the discussion, and vote on whether to be exempt from this section. The district school board shall notify the Commissioner of Education within 10 days after it decides to become exempt from this section.

(b) Each year the district school board shall reconsider its decision to be exempt from the provisions of this section and shall vote on whether to continue the exemption from sponsoring a summer nutrition program. The district school board shall notify the Commissioner of Education with 10 days after each subsequent year's decision to continue the exemption.

(c) If a district school board elects to be exempt from sponsoring a summer nutrition program under this section, the district school board may encourage not-for-profit entities to sponsor the program. If a not-for-profit entity chooses to sponsor the summer nutrition program but fails to perform with regard to the program, the district school board, the school district, and the Department of Education are not required to continue the program and shall be held harmless from any liability arising from the discontinuation of the summer nutrition program.

(4) The superintendent of schools may collaborate with municipal and county governmental agencies and private, not-for-profit leaders in implementing the plan. Although schools have proven to be the optimal site for a summer nutrition program, any not-for-profit entity may serve as a site or sponsor. By April 15 of each year, each school district with a summer nutrition program shall report to the Department the district's summer nutrition program sites in compliance with this section.

(5) The Department shall provide to each district school board by February 15 of each year a list of local organizations that have filed letters of intent to participate in the summer nutrition program in order that a district school board is able to determine how many sites are needed to serve the children and where to place each site.

Section 2: This act shall take effect July 1, 2005.

If you have questions, please contact Michelle Morris at (800) 504-6609 or michelle.morris@fldoe.org.

DS/IW/set

BRACKETT, WIMBERLY R.

CLAY	20	FLORIDA YOUTH CHALLENGE ACADEM	136	4	2	6	4.41
CLAY	21	GREEN COVE SPRINGS JUNIOR HIGH	839	193	42	235	28.01
CLAY	71	CHARLES E. BENNETT ELEMENTARY	751	463	83	546	72.7
CLAY	111	R. C. BANNERMAN LEARNING CENTE	147	89	8	97	65.99
CLAY	201	ORANGE PARK ELEMENTARY SCHOOL	511	38	16	54	10.57
CLAY	232	GROVE PARK ELEMENTARY SCHOOL	540	299	61	360	66.67
CLAY	241	W E CHERRY ELEMENTARY SCHOOL	637	321	110	431	67.66
CLAY	252	ORANGE PARK HIGH SCHOOL	2,568	645	201	846	32.94
CLAY	261	DOCTORS INLET ELEMENTARY SCHOO	750	244	92	336	44.8
CLAY	271	MIDDLEBURG ELEMENTARY SCHOOL	670	291	58	349	52.09
CLAY	301	KEYSTONE HEIGHTS ELEMENTARY	748	325	71	396	52.94
CLAY	311	KEYSTONE HEIGHTS JR-SR HIGH	1,291	404	98	502	38.88
CLAY	331	S BRYAN JENNINGS ELEMENTARY S	517	305	51	356	68.86
CLAY	341	CLAY HIGH SCHOOL	1,392	310	92	402	28.88
CLAY	351	LAKESIDE JUNIOR HIGH SCHOOL	866	169	42	211	24.36
CLAY	352	LAKESIDE ELEMENTARY SCHOOL	779	275	82	357	45.83
CLAY	361	ORANGE PARK JUNIOR HIGH SCHOOL	795	310	64	374	47.04
CLAY	371	WILKINSON JUNIOR HIGH SCHOOL	805	295	102	397	49.32
CLAY	381	MONTCLAIR ELEMENTARY SCHOOL	602	190	54	244	40.53
CLAY	391	MIDDLEBURG HIGH SCHOOL	2,042	563	195	758	37.12
CLAY	401	RIDGEVIEW ELEMENTARY SCHOOL	666	243	52	295	44.29
CLAY	411	CLAY HILL ELEMENTARY SCHOOL	489	241	56	297	60.74
CLAY	431	RIDGEVIEW HIGH SCHOOL	1,917	411	136	547	28.53
CLAY	451	LAKE ASBURY ELEMENTARY SCHOOL	828	133	45	178	21.5
CLAY	471	ROBERT M. PATERSON ELEMENTARY	901	160	35	195	21.64
CLAY	481	LAKE ASBURY JUNIOR HIGH SCHOOL	1,037	237	99	336	32.4
CLAY	491	J.L. WILKINSON ELEMENTARY SCHL	807	475	98	573	71
CLAY	501	TYNES ELEMENTARY SCHOOL	671	198	58	256	38.15
CLAY	511	MCRAE ELEMENTARY SCHOOL	535	249	72	321	60
CLAY	521	FLEMING ISLAND ELEMENTARY SCHO	1,001	66	17	83	8.29
CLAY	531	THUNDERBOLT ELEMENTARY SCHOOL	1,227	148	56	204	16.63
CLAY	541	RIDEOUT ELEMENTARY SCHOOL	617	173	40	213	34.52
CLAY	551	FLEMING ISLAND HIGH SCHOOL	2,183	182	68	250	11.45
CLAY	571	SWIMMING PEN CREEK ELEMENTARY	558	193	47	240	43.01
CLAY	591	ARGYLE ELEMENTARY SCHOOL	646	149	66	215	33.28
CLAY	601	COPPERGATE ELEMENTARY SCHOOL	697	256	80	336	48.21
CLAY	611	OAKLEAF JUNIOR HIGH	1,234	254	103	357	28.93
CLAY	621	OAKLEAF VILLAGE ELEMENTARY SCH	987	148	77	225	22.8
CLAY	631	SHADOWLAWN ELEMENTARY SCHOOL	758	180	68	248	32.72
CLAY	651	PLANTATION OAKS ELEMENTARY SCH	660	143	37	180	27.27

Wimberly Brackett MS, RD, LD
Director of Food and Nutrition Services
Clay County School District