

## Chapter PI 42

### SCHOOL BREAKFAST PROGRAM

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**Note:** Chapter PI 42 was created as an emergency rule effective June 15, 1994.

**PI 42.01 Definitions.** In this chapter:

(1) "Eligible for free or reduced price lunch" means students who have been determined by the school food authority to be eligible to participate in the national school lunch program by either an approved application for free or reduced-price meals under 42 USC 1758 (b) or by having been certified to be eligible for AFDC, food stamps or the food distribution program on Indian reservations.

(2) "School food authority" means a school board or governing body of a private school.

(3) "State superintendent" means the state superintendent of public instruction.

**History:** Cr. Register, December, 1994, No. 468, eff. 1-1-95.

**PI 42.02 Purpose.** (1) Under s. 115.341 (1), Stats., beginning in the 1994- 95 school year a school food authority may apply to the state superintendent for a start-up grant to assist in establishing a school breakfast program. A school food authority may apply for a grant under this section only if all of the provisions under s. 115.341 (1), Stats., apply.

(2) A grant may not be used for the same school for more than one year. However, a school food authority that received a grant to establish a school breakfast program may apply in successive school years for a grant to expand the program to additional schools.

**History:** Cr. Register, December, 1994, No. 468, eff. 1-1-95.

**PI 42.03 School breakfast program grant application.** Annually, by July 15, 1994, and by February 1 in subsequent years, an applicant that meets the requirements under s. 115.341 (1), Stats., may submit an application to begin a school breakfast program within the following school year. The application shall contain all of the following:

(1) Assurances that the school food authority agrees to operate a school breakfast program for at least 3 school years.

(2) The number and percentage of pupils enrolled in the school who are eligible for a free or reduced-price lunch.

(3) A copy of the plan required under s. 115.341 (1) (c), Stats. The plan shall include the following information:

**Note:** There is no s. 115.341 (1) (c). 1999 Wis. Act 9 repealed and recreated s. 115.341, Stats.

(a) The plan shall describe efforts to maximize participation in the program of pupils who are eligible for a free or reduced-price lunch such as adjusting bus schedules to allow access; providing an adequate amount of time to consume a breakfast; and planned staff, pupil and parental involvement in such areas as menu planning.

(b) The plan shall include a budget indicating the nonrecurring costs to be funded by the grant in such areas as site improvement, purchase of equipment, costs of training necessary to establish a school breakfast program, and the costs of publicizing the program.

**History:** Cr. Register, December, 1994, No. 468, eff. 1-1-95.

**PI 42.04 Review of application proposals and awarding of grants.** (1) The state superintendent may award a grant of up to \$10,000 to a school food authority that meets the requirements under s. 115.341 (1), Stats., and s. PI 42.03 with primary consideration given to the following:

(a) School food authorities whose participating schools will operate a school breakfast program under 42 USC 1773.

(b) School food authorities establishing a breakfast program in the greatest number of schools.

(c) Schools with the greatest number of children eligible for a free or reduced-price lunch.

(d) Schools with the highest percentage of children enrolled who are eligible for a free or reduced-price lunch.

(2) If adequate funds are not available under s. 20.255 (2) (cm), Stats., the state superintendent shall give preference to applicants that have never received school breakfast program funds under s. 115.341, Stats., or 42 USC 1773.

**History:** Cr. Register, December, 1994, No. 468, eff. 1-1-95.