

JAN 15 2025

A BILL FOR AN ACT

RELATING TO SCHOOL MEALS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 302A-404, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§302A-404 School meals~~; free school breakfast and
4 lunch. (a) School meals shall be made available under the

5 school meals program in every school where the students are
6 required to eat meals at school.

7 (b) Beginning with the 2025-2026 school year, free school
8 breakfast shall be provided to every student enrolled in a
9 department school who:

10 (1) Qualifies based on the student's household eligibility
11 for reduced price breakfast under the federal school
12 breakfast program or any other federal program for
13 free and reduced price school meals;

14 (2) Submits an application to the department; and

15 (3) Has their application approved by the department.



1 Free school breakfast shall meet the meal requirements for
2 breakfasts established pursuant to title 7 Code of Federal
3 Regulations section 220.8.

4 (c) Beginning with the 2025-2026 school year, free school
5 lunch shall be provided to any student enrolled in a department
6 school who:

7 (1) Qualifies based on the student's household eligibility
8 for reduced price lunch under the federal National
9 School Lunch Program;

10 (2) Submits an application to the department; and

11 (3) Has their application approved by the department.

12 Free school lunch shall meet the meal requirements for lunches
13 established pursuant to title 7 Code of Federal Regulations
14 section 210.10.

15 ~~(b)~~ (d) No student shall be denied a meal solely for
16 failure to pay:

17 (1) Within the first twenty-one days of the first semester
18 of a school year while the student's application for
19 free or reduced lunch is being processed; or

20 (2) Within seven days after a student's meal fund account
21 reaches a zero or negative balance.



1 ~~[(e)]~~ (e) The department may adopt rules or policies
2 governing the collection of funds for student meal accounts with
3 a negative fund balance; provided that no rule or policy shall
4 prohibit feeding a student as required pursuant to subsection
5 (b).

6 (f) It is the intent of this section not to jeopardize the
7 receipt of any federal aid and to the extent, and only to the
8 extent necessary to effectuate this intent, the governor may
9 modify the strict provisions of this section, but shall promptly
10 report any such modification with the governor's reasons
11 therefor to the next succeeding session of the legislature for
12 review."

13 SECTION 2. Section 302A-405, Hawaii Revised Statutes, is
14 amended by amending subsection (a) to read as follows:

15 "(a) ~~[The]~~ Except as provided in section 302A-404(b) and
16 (c), the price for school meals shall be set by the department
17 to ensure that moneys received from the sale of the meals shall
18 be ~~[not]~~ no less than one-half of the cost of preparing the
19 meals. The prices for school meals may be adjusted annually
20 based on the previous year's costs rounded to the nearest five
21 cents; provided that the department by rule shall provide a



1 lower rate or free meals to children based on their economic
2 need."


3 SECTION 3. There is appropriated out of the general
4 revenues of the State of Hawaii the sum of \$ or so
5 much thereof as may be necessary for fiscal year 2025-2026 and
6 the same sum or so much thereof as may be necessary for fiscal
7 year 2026-2027 for the total plate costs associated with
8 providing free school breakfasts and lunches in department of
9 education schools as required by this Act after federal funding
10 has been accounted.

11 The sums appropriated shall be expended by the department
12 of education for the purposes of this Act.

13 SECTION 4. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 5. This Act shall take effect on July 1, 2025.

16

INTRODUCED BY: 

S.B. NO. 221

Report Title:

Department of Education; Free School Breakfasts and Lunches;
Appropriation

Description:

Beginning with the 2025-2026 school year, requires the Department of Education to provide free breakfast and lunch to students enrolled in a public school who meet certain requirements. Appropriates funds.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

