

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 HOUSE BILL 2092

By: Menz

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5  
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2021,  
8 Section 3-119, which relates to school lunch  
9 programs; adding the Healthy, Hunger-Free Kids Act of  
10 2010 to list of apportioned funds; adding  
11 definitions; mandating participation in the community  
12 eligibility provision for certain schools; requiring  
13 schools districts to maximize participation;  
14 exempting schools that provide free meals through  
15 other means; providing for codification; providing an  
16 effective date; and declaring an emergency.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. AMENDATORY 70 O.S. 2021, Section 3-119, is  
19 amended to read as follows:

20 Section 3-119. Funds appropriated to the State Board of  
21 Education for School Lunch Matching and School Lunch Programs shall  
22 be apportioned by the State Board of Education to each school  
23 district for the purpose of providing meals for children in  
24 compliance with the National School Lunch Act ~~and~~, the Child  
Nutrition Act of 1966 ~~and~~, Public Law 91-248, and the Healthy,  
Hunger-Free Kids Act of 2010, as they may hereafter be amended or  
supplemented.

1 SECTION 2. NEW LAW A new section of law to be codified  
2 in the Oklahoma Statutes as Section 3-119.2 of Title 70, unless  
3 there is created a duplication in numbering, reads as follows:

4 A. As used in this section:

5 1. "Community eligibility provision" or "CEP" means the  
6 alternative reimbursement option for eligible high poverty schools  
7 or group of schools as authorized by the Healthy, Hunger-Free Kids  
8 Act of 2010, Pub. L. 111-296;

9 2. "Enrolled students" means students who are enrolled in and  
10 attending schools participating in the community eligibility  
11 provision and who have access to at least one meal service daily;

12 3. "Identified student" means any student who is directly  
13 certified for free meals through means other than the use of an  
14 individual household application, including, but not limited to, any  
15 student who is directly certified for free meals based on the  
16 student's participation in the Supplemental Nutrition Assistance  
17 Program (SNAP), Temporary Assistance for Needy Families (TANF), and  
18 Food Distribution Program on Indian Reservations and any homeless  
19 child, runaway child, migrant child, or Head Start student, or any  
20 foster child, who is approved as categorically eligible for free  
21 meals by means other than a meal application;

22 4. "Identified student percentage" means the fraction,  
23 expressed as a percentage, that results from dividing the number of  
24 identified students enrolled in a school or group of schools by the

1 total number of students enrolled in such school or group of  
2 schools; and

3 5. "School" means any public, charter, or private school that  
4 meets community eligibility provision criteria.

5 B. Each school or group of schools that has an identified  
6 student percentage of at least twenty-five percent (25%), or an  
7 identified student percentage of less than twenty-five percent (25%)  
8 if authorized by federal law, as determined annually by April 1,  
9 shall participate in the community eligibility provision in the  
10 subsequent school year and throughout the duration of the community  
11 eligibility provision's four-year cycle.

12 C. School districts, to the extent practicable, shall group  
13 schools for purposes of maximizing the number of schools eligible to  
14 participate in the community eligibility provision. Individual  
15 schools participating in a group may have less than twenty-five  
16 percent (25%) of identified students, provided the average  
17 identified student percentage for the group is at least twenty-five  
18 percent (25%).

19 D. Schools that, through an arrangement with a local entity,  
20 provide all meals to all students at no cost to the students shall  
21 be exempt from the requirements of this section.

22 SECTION 3. This act shall become effective July 1, 2025.

23 SECTION 4. It being immediately necessary for the preservation  
24 of the public peace, health or safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

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