

**As Introduced**

**136th General Assembly  
Regular Session  
2025-2026**

**S. B. No. 109**

**Senators Blessing, Smith**

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To amend sections 3301.91 and 3313.819 of the 1  
Revised Code to provide breakfast and lunch at 2  
no cost to public and chartered nonpublic school 3  
students, and to make an appropriation. 4

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 3301.91 and 3313.819 of the 5  
Revised Code be amended to read as follows: 6

**Sec. 3301.91.** (A) As used in this section: 7

(1) "National school breakfast program" means the federal 8  
school breakfast program created under 42 U.S.C. 1773. 9

(2) "National school lunch program" means the federal 10  
school lunch program created under 42 U.S.C. 1751. 11

(3) "Public school" means a school building operated by a 12  
school district, a community school established under Chapter 13  
3314. of the Revised Code, a STEM school established under 14  
Chapter 3326. of the Revised Code, a building operated by an 15  
educational service center, a special education program operated 16  
by the county board of developmental disabilities under section 17  
3323.09 of the Revised Code, or a facility offering juvenile day 18  
treatment services. 19

(B) The department of education and workforce shall 20  
reimburse each public and chartered nonpublic school that 21  
participates in the national school breakfast program, from 22  
funds appropriated by the general assembly for that purpose, an 23  
amount equal to the sum of the following: 24

(1) The difference between the federal free reimbursement 25  
rate and the federal reimbursement for a reduced-price breakfast 26  
for each student eligible for a reduced-price breakfast and 27  
receiving breakfast; 28

(2) The difference between the federal free reimbursement 29  
rate and the federal reimbursement for a paid breakfast for each 30  
student receiving breakfast who does not qualify for free or 31  
reduced-price breakfast. 32

(C) The department shall reimburse each public school and 33  
chartered nonpublic school that participates in the national 34  
school lunch program, from funds appropriated by the general 35  
assembly for that purpose, an amount equal to the sum of the 36  
following: 37

(1) The difference between the federal free reimbursement 38  
rate and the federal reimbursement for a reduced-price lunch for 39  
each student eligible for a reduced-price lunch and receiving 40  
lunch; 41

(2) The difference between the federal free reimbursement 42  
rate and the federal reimbursement for a paid lunch for each 43  
student receiving lunch who does not qualify for free or 44  
reduced-price lunch. 45

**Sec. 3313.819.** (A) As used in this section, "national 46  
school breakfast program," "national school lunch program," and 47  
"public school" all have the same meanings as in section 3301.91 48

of the Revised Code. 49

(B) A public or chartered nonpublic school that 50  
 participates in the national school breakfast program shall 51  
 provide each student ~~eligible for a reduced-price breakfast~~ a 52  
 breakfast at no cost to the student. 53

A public or chartered nonpublic school that participates 54  
 in the national school lunch program shall provide each student 55  
~~eligible for a reduced-price lunch~~ a lunch at no cost to the 56  
 student. 57

**Section 2.** That existing sections 3301.91 and 3313.819 of 58  
 the Revised Code are hereby repealed. 59

**Section 3.** All items in this act are hereby appropriated 60  
 as designated out of any moneys in the state treasury to the 61  
 credit of the designated fund. For all operating appropriations 62  
 made in this act, those in the first column are for fiscal year 63  
 2026 and those in the second column are for fiscal year 2027. 64  
 The operating appropriations made in this act are in addition to 65  
 any other operating appropriations made for these fiscal years. 66

**Section 4.** 67  
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A	EDU DEPARTMENT OF EDUCATION AND WORKFORCE				
B	General Revenue Fund				
C	GRF	200505	School Meal Programs	\$300,000,000	\$300,000,000
D	TOTAL GRF General Revenue Fund			\$300,000,000	\$300,000,000

E TOTAL ALL BUDGET FUND GROUPS \$300,000,000 \$300,000,000

SCHOOL MEAL PROGRAMS 69

The foregoing appropriation item 200505, School Meal 70  
Programs, shall be used to support the reimbursements required 71  
by divisions (B) (2) and (C) (2) of section 3301.91 of the Revised 72  
Code. 73

**Section 5.** Within the limits set forth in this act, the 74  
Director of Budget and Management shall establish accounts 75  
indicating the source and amount of funds for each appropriation 76  
made in this act, and shall determine the manner in which 77  
appropriation accounts shall be maintained. Expenditures from 78  
operating appropriations contained in this act shall be 79  
accounted for as though made in, and are subject to all 80  
applicable provisions of, the main operating appropriations act 81  
of the 136th General Assembly. 82