

How to Determine if Schools/Sites Are Mandated to Operate the School Breakfast Program

Public Act 96-0158 (<http://www.ilga.gov/legislation/publicacts/fulltext.asp?Name=096-0158&print=true&write=>) requires that each school year, **the board of education of each public school district** in this State shall implement and operate a School Breakfast Program, if a breakfast program does not currently exist, in accordance with federal guidelines in each school building within its district in which at least 40 percent or more of the students are eligible for free or reduced-price lunches based upon the count on October 31 of the previous year. Using the data from the previous school year, **the board of education of each public school district** in the State shall determine which schools within their districts will be required to implement and operate a School Breakfast Program.

As this legislation affects **public** schools in Illinois, school boards must determine what sites are impacted. To assist school boards, the Illinois State Board of Education has two sources of data available on our website.

If the site(s) participates in the NSLP, school boards should use the previous year's October 31 data collected annually by the Nutrition Programs Division. For example, for school year 2011-2012 (fiscal year 2012), use the October 2010 (fiscal year 2011) data. You can access the data at http://www.isbe.net/nutrition/htmls/eligibility_listings.htm.

1. Locate the name of the school/site in column H (*Site Last Name*). You may wish to locate the district name, located in column B and then look for the name of the school/site in column H.
2. Locate the percentage free and reduced-price eligible located in column O (*Site Percentage Eligible*).
 - If the site has 40 percent or greater free and reduced-price eligible, that site is mandated to operate a School Breakfast Program.
 - If the site is less than 40 percent free and reduced-price eligible, then the site is not mandated to operate a School Breakfast Program.

If the site(s) does not currently participate in the National School Lunch Program (NSLP), school boards should use low income data reported on the previous year's fall housing report. You can access the data at http://www.isbe.net/research/htmls/fall_housing.htm.

1. Click on School Summary Data.
2. Locate the name of the school/site in column D (Name of School).
3. Divide low-income (column J) by K-12 enrollment (column E) to determine the low income percentage.
 - If the site is 40 percent or greater low income, that site is mandated to operate a School Breakfast Program.
 - If the site is less than 40 percent low income, then the site is not mandated to operate a School Breakfast Program.