



128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 1272

H.P. 885

House of Representatives, April 4, 2017

An Act To Move Administration of the Child and Adult Care Food Program from the Department of Health and Human Services to the Department of Education

Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative HAMANN of South Portland.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 20-A MRSA §6601-A** is enacted to read:

3 **§6601-A. Child and Adult Care Food Program**

4 Notwithstanding any other law, the Department of Education shall administer the
5 Child and Adult Care Food Program pursuant to 7 Code of Federal Regulations, Section
6 226.3.

7 **Sec. 2. Child and Adult Care Food Program transition.** The Department of
8 Education shall enter into a written agreement with the United States Department of
9 Agriculture, Food and Nutrition Service to administer the Child and Adult Care Food
10 Program pursuant to 7 Code of Federal Regulations, Part 226 and the Maine Revised
11 Statutes, Title 20-A, section 6601-A. The Department of Health and Human Services
12 shall work with the Department of Education to move the administration of the Child and
13 Adult Care Food Program to the Department of Education. The Department of Education
14 shall report to the Joint Standing Committee on Education and Cultural Affairs during the
15 Second Regular Session of the 128th Legislature on the transition and include any
16 suggested legislation necessary to accomplish the transition. The Department of
17 Education shall report to the joint standing committee of the Legislature having
18 jurisdiction over education and cultural affairs during the First Regular Session of the
19 129th Legislature regarding its administration of the program and may include suggested
20 legislation. The Department of Education may adopt rules to implement this section.
21 Rules adopted pursuant to this section are routine technical rules pursuant to Title 5,
22 chapter 375, subchapter 2-A.

23 **SUMMARY**

24 This bill moves the administration of the federal Child and Adult Care Food Program,
25 which provides food assistance to children and adult participants in nonresidential
26 institutions that provide care, from the Department of Health and Human Services to the
27 Department of Education. It directs the Department of Education to enter into a written
28 agreement with the United States Department of Agriculture to administer the program.
29 The Department of Health and Human Services is directed to work with the Department
30 of Education to move the administration of the program. The Department of Education is
31 directed to report to the committee of jurisdiction during the Second Regular Session of
32 the 128th Legislature and the First Regular Session of the 129th Legislature and is
33 authorized to submit suggested legislation and to adopt routine technical rules.