

CERTIFICATION OF ENROLLMENT
SECOND SUBSTITUTE SENATE BILL 5568

Chapter 366, Laws of 1991
(partial veto)

52nd Legislature
1991 Regular Session

HUNGER AND NUTRITION PROGRAMS

EFFECTIVE DATE: 7/1/91

Passed by the Senate April 22, 1991
Yeas 43 Nays 3

JOEL PRITCHARD
President of the Senate

Passed by the House April 12, 1991
Yeas 91 Nays 0

JOE KING
**Speaker of the
House of Representatives**

Approved May 21, 1991, with
the exception of sections 301
and 508, which are vetoed.

BOOTH GARDNER
Governor of the State of Washington

CERTIFICATE

I, Gordon Golob, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE SENATE BILL 5568** as passed by the Senate and the House of Representatives on the dates hereon set forth.

GORDON A. GOLOB
Secretary

FILED

May 21, 1991 - 2:18 p.m.

**Secretary of State
State of Washington**

SECOND SUBSTITUTE SENATE BILL 5568

AS AMENDED BY THE HOUSE

Passed Legislature - 1991 Regular Session

State of Washington 52nd Legislature 1991 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Roach, Stratton, Talmadge, L. Smith, Pelz, Bailey, Gaspard, Vognild, Williams, Skratek, Murray, Newhouse, McMullen, Matson, Bauer, West, L. Kreidler, A. Smith, Wojahn, Moore, Rinehart and Snyder).

Read first time March 11, 1991.

1 AN ACT Relating to hunger and nutrition; creating new sections;
2 providing an effective date; and declaring an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** Hunger and malnutrition threaten the future
5 of a whole generation of children in Washington. Children who are
6 hungry or malnourished are unable to function optimally in the
7 classroom and are thus at risk of lower achievement in school. The
8 resultant diminished future capacity of and opportunities for these
9 children will affect this state's economic and social future. Thus, the
10 legislature finds that the state has an interest in helping families
11 provide nutritious meals to children.

12 The legislature also finds that the state has an interest in
13 helping hungry and malnourished adults obtain necessary nourishment.
14 Adequate nourishment is necessary for physical health, and physical
15 health is the foundation of self-sufficiency. Adequate nourishment is

1 especially critical in the case of pregnant and lactating women, both
2 to ensure that all mothers and babies are as healthy as possible and to
3 minimize the costs associated with the care of low-birthweight babies.

4 "PART I
5 WIC"

6 NEW SECTION. **Sec. 101.** The legislature finds that the special
7 supplemental food program for women, infants, and children has proven
8 effective in preventing infant mortality, reducing the number of
9 undernourished children with retarded growth, reducing the incidence of
10 delayed cognitive development and decreasing the number of
11 low-birthweight babies. However, not all of the eligible mothers and
12 children in this state are currently served by the program. Therefore,
13 the legislature intends to increase the number of eligible women and
14 children served by the program.

15 "PART II
16 EMERGENCY FOOD ASSISTANCE PROGRAM"

17 NEW SECTION. **Sec. 201.** The legislature finds that the
18 emergency food assistance program has been successful in defraying the
19 costs of operating food banks and food distribution programs in the
20 state. However, current resources are inadequate to meet the needs of
21 the hungry and malnourished people in this state. Additional funding
22 for the emergency food assistance program is needed to provide for the
23 purchase, transportation, and storage of food and to support the
24 operation of food banks, food distribution programs, and tribal voucher
25 programs.

1 "PART IV

2 NUTRITIONAL PROGRAMS"

3 NEW SECTION. **Sec. 401.** The legislature finds that the school
4 breakfast and lunch programs, the summer feeding program, and the child
5 and adult day care feeding programs authorized by the United States
6 department of agriculture are effective in addressing unmet nutritional
7 needs. However, some communities in the state do not participate in
8 these programs. The result is hunger, malnutrition, and inadequate
9 nutrition education for otherwise eligible persons living in
10 nonparticipating communities.

11 NEW SECTION. **Sec. 402.** The superintendent of public
12 instruction shall aggressively solicit eligible schools, child and
13 adult day care centers, and other organizations to participate in the
14 nutrition programs authorized by the United States department of
15 agriculture.

16 "PART V

17 MISCELLANEOUS"

18 NEW SECTION. **Sec. 501.** Following the 1991 legislative session,
19 the senate children and family services committee and the house of
20 representatives human services committee shall conduct a joint interim
21 study on:

22 (1) The need for nutrition programs for at-risk youth;

23 (2) The nutritional needs of persons served in out-of-home care
24 settings;

25 (3) The nutritional needs of senior citizens; and

1 (4) The nutritional needs of persons under the age of sixty who
2 receive services through the long-term care system.

3 NEW SECTION. **Sec. 502.** Parts and headings as used in this act
4 constitute no part of the law.

5 NEW SECTION. **Sec. 503.** If any provision of this act or its
6 application to any person or circumstance is held invalid, the
7 remainder of the act or the application of the provision to other
8 persons or circumstances is not affected.

9 NEW SECTION. **Sec. 504.** This act is necessary for the immediate
10 preservation of the public peace, health, or safety, or support of the
11 state government and its existing public institutions, and shall take
12 effect July 1, 1991.

13 NEW SECTION. **Sec. 505.** If specific funding for the purposes of
14 section 101 of this act, referencing section 101 of this act by bill
15 number and section, is not provided by June 30, 1991, in the omnibus
16 appropriations act, section 101 of this act shall be null and void.

17 NEW SECTION. **Sec. 506.** If specific funding for the purposes of
18 section 201 of this act, referencing section 201 of this act by bill
19 number and section, is not provided by June 30, 1991, in the omnibus
20 appropriations act, section 201 of this act shall be null and void.

21 NEW SECTION. **Sec. 507.** If specific funding for the purposes of
22 sections 301 and 302 of this act, referencing sections 301 and 302 of
23 this act by bill number and sections, is not provided by June 30, 1991,

1 in the omnibus appropriations act, sections 301 and 302 of this act
2 shall be null and void.

4 ***NEW SECTION.** *Sec. 508. If specific funding for the purposes of*
5 *section 402 of this act, referencing section 402 of this act by bill*
6 *number and section, is not provided by June 30, 1991, in the omnibus*
7 *appropriations act, section 402 of this act shall be null and void.*

8 *Sec. 508 was vetoed, see message at end of chapter.

Passed the Senate April 22, 1991.

Passed the House April 12, 1991.

Approved by the Governor May 21, 1991 with the exception of certain
items which were vetoed.

Filed in Office of Secretary of State May 21, 1991.

1 Note: Governor's explanation of partial veto is as follows:

2 "I am returning herewith, without my approval as to sections 301
3 and 508, Second Substitute Senate Bill No. 5568, entitled:

4 "AN ACT Relating to hunger and nutrition."

5 I commend the Legislature for its focus on nutritional needs of our
6 families, and especially for its intent to improve the health and
7 functioning of children so they can succeed in the classroom.

8 Sections 301 and 302 appropriately support issuing food stamps to
9 eligible families as soon as possible after they apply. The Department
10 of Social and Health Services is committed to that policy and will
11 issue food stamps within 24 hours if sufficient staff is provided.
12 Section 301, however, contains a legal conclusion about noncompliance
13 that may make the state vulnerable to lawsuit. For this reason, I have
14 vetoed section 301.

15 Section 508 would void the section 402 requirement that the Office
16 of Superintendent of Public Instruction aggressively solicit schools
17 and organizations to participate in the nutrition programs. Even if
18 reference and funds were not provided in the budget, aggressive
19 solicitation should occur, especially since these programs are
20 federally funded. This should be current policy, and I have therefore
21 vetoed section 508.

22 With the exception of sections 301 and 508, Second Substitute
23 Senate Bill No. 5568 is approved."