To amend the Richard B. Russell National School Lunch Act to remove certain limitations with respect to commodity assistance for school breakfast programs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

September 12, 2017

Mr. McGovern (for himself and Mr. Rodney Davis of Illinois) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Richard B. Russell National School Lunch Act to remove certain limitations with respect to commodity assistance for school breakfast programs, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the 'Healthy Breakfasts Help Kids Learn Act of 2017'.

SEC. 2. COMMODITY ASSISTANCE FOR SCHOOL BREAKFAST PROGRAMS.

(a) Delivery of Commodities. Section 6(b) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1755(b)) is amended by inserting 'and the school breakfast program' after 'school lunch program'.

(b) Commodity Assistance Formula. Section 6(c)(1) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1755(c)(1)) is amended-

(1) in subparagraph (A)-

(A) by inserting 'for the school lunch program' after '11 cents'; and

(B) by inserting 'The national average value of donated foods, or cash payments in lieu thereof, shall be 6 cents for the school breakfast program, adjusted on the first July 1 after the date of enactment of the Healthy Breakfast Help Kids 2017 Act.'
Learn Act of 2017 and each July 1 thereafter to reflect the changes in the Price Index for Food Used in Schools and Institutions.' after 'Institutions.';

(2) in subparagraph (C)-

(A) by striking 'For each school year' and inserting '(i) For each school year';

(B) by striking 'State for' and inserting the following: 'State-

'(I) for';

(C) by striking 'subparagraph (B).’ and inserting the following: 'subparagraph (B); and

'(II) for the school breakfast program shall be calculated by multiplying the number of breakfasts served in the preceding school year by the rate established by subparagraph (B).’;

(D) by striking 'After the end' and inserting the following:

'(ii) After the end';

(E) by striking 'shall reconcile the' and inserting 'shall reconcile-

'(I) the'; and

(F) by striking 'such reconciliation.' and inserting 'such reconciliation; and

'(II) the number of breakfasts served by schools in each State with the number of breakfasts served by schools in each State during the preceding school year and increase or reduce subsequent commodity assistance or cash in lieu thereof provided to each State based on such reconciliation.'; and

(3) in subparagraph (E), by inserting 'and school breakfast program' after 'school lunch program'.

(c) Repeal of Limitation on Commodity Assistance for School Breakfast. Section 6 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1755), as amended by subsection (a), is further amended-

(1) by striking subsection (d); and

(2) by redesignating subsections (e) and (f) as subsections (d) and (e), respectively.

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