S. 2749

To amend the Richard B. Russell National School Lunch Act to improve access to nutritious meals for young children in child care.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 6, 2009

Mrs. GILLIBRAND introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

- To amend the Richard B. Russell National School Lunch Act to improve access to nutritious meals for young children in child care.
 - 1 Be it enacted by the Senate and House of Representa-
 - 2 tives of the United States of America in Congress assembled,
 - 3 SECTION 1. SHORT TITLE.
 - 4 This Act may be cited as the "Access to Nutritious
 - 5 Meals for Young Children Act of 2009".
 - 6 TITLE I—INCREASING ACCESS
 - 7 TO NUTRITIOUS MEALS
 - 8 SEC. 101. CHILD AND ADULT CARE FOOD PROGRAM.
 - 9 (a) National Average Payment.—

1	(1) Lunches and suppers.—Section 17(c) of
2	the Richard B. Russell National School Lunch Act
3	(42 U.S.C. 1766(c)) is amended—
4	(A) in paragraph (1), by striking "the
5	same as the national average payment rates for
6	free lunches, reduced price lunches, and paid
7	lunches, respectively, under sections 4 and 11
8	of this Act as appropriate" and inserting
9	"\$2.88 for free lunches and suppers, \$2.48 for
10	reduced price lunches and suppers, and 45
11	cents for paid lunches and suppers";
12	(B) in paragraph (2), by striking "the
13	same as the national average payment rates for
14	free breakfasts, reduced price breakfasts, and
15	paid breakfasts, respectively, under section 4(b)
16	of the Child Nutrition Act of 1966" and insert-
17	ing "\$1.66 for free breakfasts, \$1.36 for re-
18	duced price breakfasts, and 46 cents for paid
19	breakfasts''; and
20	(C) in paragraph (3)—
21	(i) by striking "30 cents" and insert-
22	ing "84 cents";
23	(ii) by striking "one-half the rate for
24	free supplements" and inserting "47
25	cents"; and

1	(iii) by striking "2.75 cents" cents
2	and inserting "16 cents".
3	(b) A THIRD MEAL OPTION.—Section 17(f)(2)(B) of
4	the Richard B. Russell School Lunch Act (42 U.S.C.
5	1766(f)(2)(B)) is amended—
6	(1) by striking "two meals" and inserting "3
7	meals";
8	(2) by striking "2 meals" and inserting "3
9	meals"; and
10	(3) by striking ", for children that are main-
11	tained in a child care setting for eight or more hours
12	per day".
13	(c) Reimbursement of Family or Group Day
14	CARE HOME SPONSORING ORGANIZATIONS.—Section
15	17(f)(3) of the Richard B. Russell School Lunch Act (42
16	U.S.C. 1766(f)(3)) is amended—
17	(1) in subparagraph (A)—
18	(A) in clause (ii)—
19	(i) in subclause (I), by striking "50
20	percent" each place it appears in items
21	(aa) and (bb) and inserting "40 percent";
22	and
23	(ii) in subclause (III), by striking "the
24	factors in effect on July 1, 1996" and in-
25	serting "\$2.41 for lunches and suppers,

1	\$1.39 for breakfasts, and 76 cents for sup-
2	plements"; and
3	(B) in clause (iii)(I)—
4	(i) in item (aa), by striking "95 cents
5	for lunches and suppers, 27 cents for
6	breakfasts, and 13 cents for supplements"
7	and inserting "\$1.53 for lunches and sup-
8	pers, 64 cents for breakfasts, and 28 cents
9	for supplements"; and
10	(ii) in item (bb), by striking "July 1,
11	1997" and inserting "July 1, 2010"; and
12	(2) by striking subparagraph (B) and inserting
13	the following:
14	"(B) Nutrition services and adminis-
15	TRATIVE FUNDS.—
16	"(i) In general.—Effective July 1,
17	2010 and in addition to the annual cost of
18	living adjustment described in clause (iii),
19	the Secretary shall raise the maximum al-
20	lowable levels of the family or group day
21	care home sponsoring organization monthly
22	administrative reimbursement by \$5 per
23	home.
24	"(ii) Administration expenses.—
25	In addition to the reimbursement described

in clause (i), family or group day care home sponsoring organizations shall receive reimbursement for the administrative expenses of the family or group day care home sponsoring organizations in amounts not exceeding the maximum allowable levels prescribed by the Secretary.

"(iii) Adjustment.—The maximum allowable levels described in this subparagraph shall be adjusted on July 1 of each year to reflect changes in the Consumer Price Index for all items for the most recent 12-month period for which such data are available with the exception of any year for which application of the Consumer Price Index would result in a decrease in reimbursement rates.".

1 TITLE II—STREAMLINING AND

- 2 SIMPLIFICATION OF PRO-
- 3 GRAM AND PAPERWORK RE-
- 4 **QUIREMENTS**
- 5 SEC. 201. STREAMLINING AND SIMPLIFICATION OF PRO-
- 6 GRAM AND PAPERWORK REQUIREMENTS.
- 7 Section 17 of the Richard B. Russell National School
- 8 Lunch Act (42 U.S.C. 1766) is amended by adding at the
- 9 end the following:
- 10 "(u) Streamlining and Simplification of Pro-
- 11 GRAM AND PAPERWORK REQUIREMENTS.—The Secretary
- 12 shall improve the ability of the child and adult care food
- 13 program to reach low-income families by streamlining pro-
- 14 gram and paperwork requirements, including require-
- 15 ments for States, sponsoring organizations, child care pro-
- 16 viders, and parents.".

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