

116TH CONGRESS
1ST SESSION

H. R. 2706

To amend the Richard B. Russell National School Lunch Act to clarify that charitable organization officials may receive food donations from schools under the food donation program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 14, 2019

Mr. CASTRO of Texas (for himself and Mr. TAYLOR) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend the Richard B. Russell National School Lunch Act to clarify that charitable organization officials may receive food donations from schools under the food donation program, and for other purposes.

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 “Feeding Hungry Stu-
5 dents in Schools Act of 2019”.

1 **SEC. 2. FOOD DONATION BY SCHOOLS THROUGH CHARITABLE ORGANIZATION OFFICIALS.**

2
3 Section 9(l) of the Richard B. Russell National
4 School Lunch Act (42 U.S.C. 1758(l)) is amended—

5 (1) in paragraph (1)—

6 (A) by inserting “, including from a fundraiser or charitable food drive, or” after “any
7 food”;

8
9 (B) by striking “GENERAL.—Each” and
10 inserting the following: “GENERAL.—

11 “(A) FOOD DONATIONS PERMISSIBLE.—
12 Each”; and

13 (C) by adding at the end the following:

14 “(B) DONATIONS THROUGH CHARITABLE
15 ORGANIZATION OFFICIALS.—

16 “(i) IN GENERAL.—Each school participating in the school lunch program
17 under this Act may donate the food described in subparagraph (A) to a charitable
18 organization through a charitable organization official who is directly affiliated with
19 the school and the local educational agency serving such school.
20
21
22
23

24 “(ii) ANNUAL FOOD SAFETY TRAINING.—A charitable organization official
25 may not receive donated food pursuant to
26

1 this subparagraph unless such charitable
2 organization official has received a food
3 safety certification, or other applicable cer-
4 tification, from the State health depart-
5 ment in the State such food is donated in.

6 “(C) USE OF SCHOOL CAMPUS.—The food
7 donated by a school pursuant to this paragraph
8 may be received, stored, and distributed on the
9 campus of such school.

10 “(D) CHARITABLE ORGANIZATION OFFI-
11 CIAL DEFINED.—In this paragraph, the term
12 ‘charitable organization official’ means a person
13 who has a memorandum of understanding with
14 a charitable organization to receive food dona-
15 tions on behalf of such organization.”; and

16 (2) in paragraph (2)(B), by inserting “, includ-
17 ing guidance with respect to donations through char-
18 itable organization officials under paragraph
19 (1)(B).” after “necessary”.

○