

118TH CONGRESS
1ST SESSION

H. R. 1539

To amend the Richard B. Russell National School Lunch Act to require schools to provide fluid milk substitutes upon request of a student or the parent or guardian of such student, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 2023

Mr. CARTER of Louisiana 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 require schools to provide fluid milk substitutes upon request of a student or the parent or guardian of such student, 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. FLUID MILK SUBSTITUTES.**

4 Section 9(a)(2)(B) of the Richard B. Russell Na-
5 tional School Lunch Act (42 U.S.C. 1758(a)(2)(B)) is
6 amended—

7 (1) in clause (i)—

1 (A) by striking “may” and inserting
2 “shall”;

3 (B) by striking “and meets” and inserting
4 “as determined by the most recent Dietary
5 Guidelines for Americans published under sec-
6 tion 301 of the National Nutrition Monitoring
7 and Related Research Act of 1990 (7 U.S.C.
8 5341) or that meets”; and

9 (C) by striking “for students who cannot
10 consume fluid milk because of a medical or
11 other special dietary need other than a dis-
12 ability described in subparagraph (A)(iii)”;

13 (2) in clause (ii)—

14 (A) by striking “may” and inserting
15 “shall”;

16 (B) by striking “the school notifies the
17 State agency” and all that follows through “if
18 the substitution is”;

19 (C) by striking “by written statement of a
20 medical authority or”;

21 (D) by inserting “student or a” after “by
22 a”; and

23 (E) by striking “that identifies the medical
24 or other special dietary need that restricts the
25 student’s diet”; and

1 (3) by striking clause (iii).

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