

106TH CONGRESS  
1ST SESSION

# S. 998

To amend the Child Nutrition Act of 1966 to prohibit the donation or service without charge of competitive foods of minimal nutritional value in schools participating in Federal meal service programs before the end of the last lunch period of the schools.

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## IN THE SENATE OF THE UNITED STATES

MAY 11, 1999

Mr. LEAHY (for himself, Mr. JEFFORDS, Mr. HARKIN, Mr. FEINGOLD, and Mr. KOHL) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

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## A BILL

To amend the Child Nutrition Act of 1966 to prohibit the donation or service without charge of competitive foods of minimal nutritional value in schools participating in Federal meal service programs before the end of the last lunch period of the schools.

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 “Better Nutrition for  
5       School Children Act of 1999”.

6       **SEC. 2. PURPOSES.**

7       The purposes of this Act are—

1           (1) to close the loophole that allows competitive  
2       foods of minimum nutritional value that cannot be  
3       sold during meals in schools participating in the  
4       school breakfast and lunch programs to instead be  
5       donated or served without charge to students during  
6       or before breakfast or lunch;

7           (2) to protect 1 of the major purposes of the  
8       Child Nutrition Act of 1966 (42 U.S.C. 1771 et  
9       seq.) and the National School Lunch Act (42 U.S.C.  
10      1751 et seq.), which is to promote better nutrition  
11      among school children participating in the school  
12      breakfast and lunch programs; and

13          (3) to promote better nutritional habits among  
14      school children and improve the health of school chil-  
15      dren participating in the school breakfast and lunch  
16      programs.

17 **SEC. 3. PROHIBITION ON DONATION OR SERVICE WITHOUT**  
18 **CHARGE OF COMPETITIVE FOODS OF MINI-**  
19 **MAL NUTRITIONAL VALUE.**

20       Section 10 of the Child Nutrition Act of 1966 (42  
21      U.S.C. 1779) is amended—

22          (1) by striking “(b) The” and inserting the fol-  
23      lowing:

1       “(b) DONATION OR SERVICE WITHOUT CHARGE OF  
2 COMPETITIVE FOODS OF MINIMAL NUTRITIONAL  
3 VALUE.—

4           “(1) SALES.—The”; and

5           (2) by adding at the end the following:

6           “(2) DONATIONS OR SERVICE WITHOUT  
7 CHARGE.—The regulations shall prohibit the dona-  
8 tion or service without charge of competitive foods  
9 not approved by the Secretary under paragraph (1)  
10 in a school participating in a meal service program  
11 authorized under this Act or the National School  
12 Lunch Act (42 U.S.C. 1751 et seq.) before the end  
13 of the last lunch period of the school.”.

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