

108TH CONGRESS  
1ST SESSION

# S. 1022

To amend the Richard B. Russell National School Lunch Act to improve the child and adult care food program.

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IN THE SENATE OF THE UNITED STATES

MAY 7, 2003

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 Richard B. Russell National School Lunch Act to improve the child and adult care food program.

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 “Child and Adult Care  
5 Food Program Improvements Act of 2003”.

6 **SEC. 2. ELIGIBILITY OF PRIVATE ORGANIZATIONS.**

7 Section 17(a)(2)(B)(i) of the Richard B. Russell Na-  
8 tional School Lunch Act (42 U.S.C. 1766(a)(2)(B)(i)) is  
9 amended by striking “during” and all that follows through  
10 “2003,”.

1 **SEC. 3. DEFINITION OF TIER I FAMILY OR GROUP HOME IN**  
 2 **RURAL AREAS.**

3 (a) IN GENERAL.—Section 17(f)(3)(A)(ii)(I) of the  
 4 Richard B. Russell National School Lunch Act (42 U.S.C.  
 5 1766(f)(3)(A)(ii)(I)) is amended by inserting “(or, in the  
 6 case of a rural area (as defined by the Secretary), 40 per-  
 7 cent)” after “50 percent”.

8 (b) SCHOOL DATA.—Section 17(f)(3)(E)(ii) of the  
 9 Richard B. Russell National School Lunch Act (42 U.S.C.  
 10 1766(f)(3)(E)(ii)) is amended—

11 (1) by redesignating subclause (II) as subclause  
 12 (III);

13 (2) in the second sentence of subclause (I), by  
 14 striking “The State agency” and inserting the fol-  
 15 lowing:

16 “(II) ADMINISTRATION.—The  
 17 State agency”;

18 (3) in subclause (I), by striking “organizations  
 19 a list” and all that follows and inserting “organiza-  
 20 tions—

21 “(aa) a list of schools serv-  
 22 ing elementary school children in  
 23 the State in which not less than  
 24 50 percent of the children en-  
 25 rolled are certified to receive free  
 26 or reduced price meals; and

1 “(bb) a list of schools in  
 2 rural areas described in subpara-  
 3 graph (A)(ii)(I) serving elemen-  
 4 tary school children in the State  
 5 in which not less than 40 percent  
 6 of the children enrolled are cer-  
 7 tified to receive free or reduced  
 8 price meals.”; and

9 (4) in subclause (II) (as designated by para-  
 10 graph (2)), by striking “list” each place it appears  
 11 and inserting “lists”.

12 (c) PROSPECTIVE REPEAL.—

13 (1) IN GENERAL.—Section 17(f)(3)(A)(ii)(I) of  
 14 the Richard B. Russell National School Lunch Act  
 15 (42 U.S.C. 1766(f)(3)(A)(ii)(I)) (as amended by  
 16 subsection (a)) is amended by striking “(or,” and all  
 17 that follows through “40 percent)”.

18 (2) EFFECTIVE DATE.—The amendment made  
 19 by paragraph (1) takes effect on October 1, 2005.

20 **SEC. 4. SUPPLEMENT REIMBURSEMENT RATE FOR TIER II**  
 21 **FAMILY OR GROUP DAY CARE HOMES.**

22 Section 17(f)(3)(A)(iii)(I) of the Richard B. Russell  
 23 National School Lunch Act (42 U.S.C.  
 24 1766(f)(3)(A)(iii)(I)) is amended—

1 (1) in item (aa), by striking “13 cents for sup-  
 2 plements” and inserting “18 cents for supplements”;  
 3 and

4 (2) in item (bb), by striking “1997” and insert-  
 5 ing “2004”.

6 **SEC. 5. ADMINISTRATIVE REIMBURSEMENT RATE FOR**  
 7 **FAMILY OR GROUP DAY CARE HOME SPON-**  
 8 **SORING ORGANIZATIONS IN RURAL AREAS.**

9 Section 17(f)(3)(B) of the Richard B. Russell Na-  
 10 tional School Lunch Act (42 U.S.C. 1766(f)(3)(B)) is  
 11 amended—

12 (1) by striking “(B) Family” and inserting the  
 13 following:

14 “(B) REIMBURSEMENT FOR ADMINISTRA-  
 15 TIVE EXPENSES.—

16 “(i) IN GENERAL.—Family”;

17 (2) by inserting after the first sentence the fol-  
 18 lowing:

19 “(ii) RURAL AREAS.—The levels pre-  
 20 scribed under clause (i) shall be increased  
 21 by \$2.00 for each family or group day care  
 22 home sponsoring organization that is lo-  
 23 cated in a rural area (as defined by the  
 24 Secretary).”; and

1           (3) in the last sentence, by striking “Such lev-  
2           els” and inserting the following:

3                           “(iii) ANNUAL ADJUSTMENTS.—The  
4                           levels prescribed under this subpara-  
5                           graph”.

6 **SEC. 6. MANAGEMENT SUPPORT.**

7           Section 17(q)(3) of the Richard B. Russell National  
8           School Lunch Act (42 U.S.C. 1766(q)(3)) is amended by  
9           striking “1999 through 2003” and inserting “2004  
10          through 2008”.

11 **SEC. 7. PROGRAM FOR AT-RISK SCHOOL CHILDREN IN**  
12 **RURAL AREAS.**

13          (a) DEFINITION OF AT-RISK SCHOOL CHILDREN.—

14               (1) IN GENERAL.—Section 17(r)(1)(B) of the  
15               Richard B. Russell National School Lunch Act (42  
16               U.S.C. 1766(r)(1)(B)) is amended by inserting “(or,  
17               in the case of a rural area (as defined in section  
18               343(a)(13)(A) of the Consolidated Farm and Rural  
19               Development Act (7 U.S.C. 1991(a)(13)(A))), 40  
20               percent)” after “50 percent”.

21               (2) PROSPECTIVE REPEAL.—

22                       (A) IN GENERAL.—Section 17(r)(1)(B) of  
23                       the Richard B. Russell National School Lunch  
24                       Act (42 U.S.C. 1766(r)(1)(B)) (as amended by

1 paragraph (1)) is amended by striking “(or,”  
 2 and all that follows through 40 percent)”.

3 (B) EFFECTIVE DATE.—The amendment  
 4 made by subparagraph (A) takes effect on Oc-  
 5 tober 1, 2005.

6 (b) LIMITATION.—Section 17(r)(5) of the Richard B.  
 7 Russell National School Lunch Act (42 U.S.C.  
 8 1766(r)(5)) is amended by striking “seven States,” and  
 9 all that follows through “and two States” and inserting  
 10 “13 States, of which 11 States shall be Illinois, Pennsyl-  
 11 vania, Missouri, Delaware, Michigan, Oregon, New York,  
 12 Wisconsin, Mississippi, Iowa, and Indiana and 2 States”.

13 **SEC. 8. PARTICIPATION BY EMERGENCY SHELTERS.**

14 Section 17(t)(5)(A)(i) of the Richard B. Russell Na-  
 15 tional School Lunch Act (42 U.S.C. 1766(t)(5)(A)(i)) is  
 16 amended—

17 (1) in subclause (I), by striking “12 years of  
 18 age;” and inserting “18 years of age; or”;

19 (2) by striking subclause (II); and

20 (3) by redesignating subclause (III) as sub-  
 21 clause (II).

1 **SEC. 9. EFFECTIVE DATE.**

2       Except as otherwise provided in this Act, this Act and  
3 the amendments made by this Act take effect on October  
4 1, 2003.

