

111TH CONGRESS  
1ST SESSION

# H. R. 176

To amend the Food and Nutrition Act of 2008 to provide greater access to the supplemental nutrition assistance program by reducing duplicative and burdensome administrative requirements, authorize the Secretary of Agriculture to award grants to certain community-based nonprofit feeding and anti-hunger groups for the purpose of establishing and implementing a Beyond the Soup Kitchen Pilot Program for certain socially and economically disadvantaged populations, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 2009

Mr. SERRANO (for himself, Mr. CROWLEY, Mr. GRIJALVA, Mr. MOORE of Kansas, and Mr. WEINER) introduced the following bill; which was referred to the Committee on Agriculture

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## A BILL

To amend the Food and Nutrition Act of 2008 to provide greater access to the supplemental nutrition assistance program by reducing duplicative and burdensome administrative requirements, authorize the Secretary of Agriculture to award grants to certain community-based nonprofit feeding and anti-hunger groups for the purpose of establishing and implementing a Beyond the Soup Kitchen Pilot Program for certain socially and economically disadvantaged populations, 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,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Anti-hunger Empower-  
3 ment Act of 2009”.

4 **SEC. 2. FINDINGS.**

5       The Congress finds the following:

6           (1) In 2005 the number of Americans in house-  
7 holds facing hunger or food insecurity was  
8 35,000,000, which is 4,000,000 more Americans  
9 than in 1999. In such year 12,000,000 children,  
10 which is 17 percent of all American children, lived  
11 in these households.

12           (2) In 2005 according to the United States De-  
13 partment of Agriculture, only 60 percent of eligible  
14 Americans received benefits from the supplemental  
15 nutrition assistance program.

16           (3) Administrative burdens involved in securing  
17 supplemental nutrition assistance benefits are par-  
18 ticularly burdensome for working families.

19           (4) In 2005 more than 25,000,000 people in  
20 the United States, of whom 9,000,000 were children,  
21 were forced to rely upon more than 43,000 soup  
22 kitchens, food pantries, and other charitable feeding  
23 programs.

24           (5) The charitable food distribution system in  
25 the United States would benefit from increased co-  
26 ordination and technical assistance.

1           (6) Helping those who use feeding programs to  
 2           move “beyond the soup kitchen,” by promoting the  
 3           values of community, opportunity, and responsibility,  
 4           is a national priority.

5 **TITLE I—AMENDMENTS TO THE**  
 6 **FOOD AND NUTRITION ACT**  
 7 **OF 2008**

8 **SEC. 101. AMENDMENTS TO THE FOOD AND NUTRITION ACT**  
 9 **OF 2008.**

10           (a) ADMINISTRATIVE COST SHARING AND QUALITY  
 11 CONTROL.—Section 16(k) of the Food and Nutrition Act  
 12 of 2008 (7 U.S.C. 2025(k)) is amended by striking sub-  
 13 section (k) and inserting the following:

14           “(k) ADMINISTRATIVE COST FOR INCREASING AC-  
 15 CESS.—Notwithstanding any other provision of this sec-  
 16 tion, the Secretary is authorized to pay to each State  
 17 agency an amount equal to 75 percent of the administra-  
 18 tive costs incurred by the State agency in carrying out  
 19 new activities not previously funded by the State—

20           “(1) to increase the number of hours that sup-  
 21 plemental nutrition assistance offices are open on  
 22 weekends and nights if there is neither a decrease in  
 23 the total number of supplemental nutrition assist-  
 24 ance offices that are open in the State nor a de-

1       crease in the number of hours such offices are open  
2       during regular work week;

3           “(2) to conduct verifiable activities to reduce  
4       the average wait time that applicants spend at sup-  
5       plemental nutrition assistance offices or to reduce  
6       the average number of office visits required of appli-  
7       cants;

8           “(3) to accept applications for supplemental nu-  
9       trition assistance benefit by means of the Internet;

10          “(4) to upgrade computer systems and tech-  
11       nology in ways that specifically increase access to  
12       the supplemental nutrition assistance program;

13          “(5) at the time of application, to provide appli-  
14       cants with a checklist listing all documents required  
15       for a complete supplemental nutrition assistance ap-  
16       plication.”.

17       (b) REDUCTION OF BURDENSOME AND DUPLICATIVE  
18       OFFICE VISITS; PROHIBITION OF FINGERPRINTING.—  
19       Section 11(e)(2) of the Food and Nutrition Act of 2008  
20       (7 U.S.C. 2020(e)(2)) is amended—

21           (1) in subparagraph (A) by striking the period  
22       at the end and inserting “; and”,

23           (2) in subparagraph (B) by striking “In” and  
24       inserting “that in”,

1           (3) in subparagraph (D) by inserting the fol-  
2           lowing before the semicolon at the end: “, and the  
3           fingerprint of any member of a household shall not  
4           be required for the purpose of participating in the  
5           supplemental nutrition assistance program or for  
6           issuance of benefits for which the household would  
7           otherwise be eligible”,

8           (4) by redesignating subparagraphs (C) and  
9           (D) as subparagraphs (D) and (E), respectively, and

10          (5) by inserting after subparagraph (B) the fol-  
11          lowing:

12               “(C) that the State agency shall inform house-  
13               holds, at the time of application, that—

14                       “(i) household members are not required  
15                       to appear in person at the time of application,  
16                       or at any other time, unless—

17                               “(I) expressly required by this Act; or

18                               “(II) in accordance with clause (ii);

19                               and

20                       “(ii) if the State agency has a basis to rea-  
21                       sonably believe that information provided by a  
22                       household is incorrect or that a household has  
23                       failed to provide information required for par-  
24                       ticipation in the supplemental nutrition assist-  
25                       ance program, then the State agency shall—

1 “(I) provide to the household a writ-  
2 ten statement notifying the household of  
3 such belief; specifying the factual basis of  
4 such belief, informing the household of the  
5 applicable information that is believed to  
6 be incorrect or missing, and instructing the  
7 household how to correct or to provide the  
8 appropriate information; and

9 “(II) not require any member of such  
10 household to appear in person unless either  
11 the household fails to provide the appro-  
12 priate information or the State agency can-  
13 not verify the accuracy of information the  
14 household provides in response to the re-  
15 quest made under this subparagraph by  
16 the State agency;”.

17 **SEC. 102. COMPARATIVE PROGRESS REPORT.**

18 Section 18 of the Food and Nutrition Act of 2008  
19 (7 U.S.C. 2027) is amended by adding at the end the fol-  
20 lowing:

21 “(g) The Secretary shall submit a single, unified, an-  
22 nual report to the appropriate committees of the Congress  
23 on the comparative progress of States in improving access  
24 to the supplemental nutrition assistance program. The fol-

1   lowing statistics shall be included in the report with re-  
2   spect to each particular State:

3           “(1) The percentage of supplemental nutrition  
4           assistance program applications processed within the  
5           30-day period required by this Act.

6           “(2) The average number of days required to  
7           process expedited applications for supplemental nu-  
8           trition assistance benefits.

9           “(3) The average number of days required to  
10          process regular applications for supplemental nutri-  
11          tion assistance benefits.

12          “(4) The average number of office visits that  
13          each applicant makes to receive supplemental nutri-  
14          tion assistance benefits.

15          “(5) Statewide negative errors rates.

16          “(6) The overall participation rate of house-  
17          holds that are eligible to participate in the supple-  
18          mental nutrition assistance program.

19          “(7) The information specified in paragraphs  
20          (1) through (6) for a particular geographical area in  
21          such State.”.

1 **TITLE II—ANTI-HUNGER GRANTS**  
2 **PROGRAM**

3 **SEC. 201. SHORT TITLE.**

4 This title may be cited as the “Beyond the Soup  
5 Kitchen Grants Program Act of 2009”.

6 **SEC. 202. BEYOND THE SOUP KITCHEN PILOT PROGRAM.**

7 (a) ESTABLISHMENT OF PILOT PROGRAM.—The Sec-  
8 retary shall establish a pilot program, to be known as the  
9 “Beyond the Soup Kitchen Pilot Program”, in accordance  
10 with this title.

11 (b) PURPOSES.—The purposes of the pilot program  
12 are—

13 (1) to provide grant assistance to a primary  
14 community-based nonprofit feeding and anti-hunger  
15 group in each pilot community for purposes of allo-  
16 cating subgrants to other community-based non-  
17 profit feeding and anti-hunger groups in such com-  
18 munity; and

19 (2) to provide technical assistance grants.

20 **SEC. 203. SELECTION OF PRIMARY COMMUNITY-BASED**  
21 **NONPROFIT FEEDING AND ANTI-HUNGER**  
22 **GROUPS AND SUBGRANTEES.**

23 (a) GRANTS TO PRIMARY COMMUNITY-BASED NON-  
24 PROFIT FEEDING AND ANTI-HUNGER GROUPS.—Under  
25 the pilot program and for a fiscal year, the Secretary shall



1 award not more than 30 grants to primary community-  
2 based nonprofit feeding and anti-hunger groups, in ac-  
3 cordance with this section.

4 (b) APPLICATION.—To be eligible for an award of a  
5 grant for a fiscal year under this section, a community-  
6 based nonprofit feeding and anti-hunger group shall sub-  
7 mit to the Secretary an application that contains a de-  
8 scription of how the applicant proposes to use the grant  
9 funds to implement the components of the pilot program  
10 listed in subsection (c) in the pilot community of the com-  
11 munity-based nonprofit feeding and anti-hunger group.  
12 The application shall be submitted in such form, at such  
13 time, and containing such other information as the Sec-  
14 retary may require.

15 (c) PILOT PROGRAM COMPONENTS.—An application  
16 for a grant under this section shall contain the following  
17 components:

18 (1) PROGRAMS COMPONENT.—A program com-  
19 ponent that describes, with respect to a target popu-  
20 lation of a pilot community and in accordance with  
21 section 204, programs designed for the following  
22 purposes:

23 (A) To reduce hunger in such target popu-  
24 lation.

1           (B) To increase the use of nutrition assist-  
2           ance and anti-poverty programs by such target  
3           population.

4           (C) To bolster food security within such  
5           target population.

6           (D) To assist individuals and families  
7           within such target population to develop assets.

8           (E) To promote the economic independence  
9           of individuals and families within such target  
10          population.

11          (F) To improve the nutrition of such tar-  
12          get population.

13          (G) To reduce the occurrence of obesity in  
14          such target population.

15          (2) COMMUNITY FOOD COUNCIL.—A community  
16          food council component that describes the formation  
17          and operation of a community food council designed  
18          to engage emergency feeding groups, Federal, State,  
19          and local government agencies, the cooperative ex-  
20          tension system, land-grant colleges and universities,  
21          and historically African-American, Hispanic, and  
22          American Indian educational institutes for the pur-  
23          poses described under paragraph (1).

24          (3) SUBGRANTS COMPONENT.—A subgrants  
25          component that describes a plan for the allocation of

1 grants funds to subgrantees by the primary commu-  
2 nity-based nonprofit feeding and anti-hunger group,  
3 in accordance with subsection (e).

4 (d) CRITERIA.—In evaluating an application of a  
5 community-based nonprofit feeding and anti-hunger  
6 group, the Secretary shall consider, in addition to such  
7 other criteria as the Secretary determines appropriate, the  
8 extent to which the application of the group demonstrates  
9 the following:

10 (1) The capacity to serve as a leader for other  
11 community-based nonprofit feeding and anti-hunger  
12 groups in the pilot community and to successfully  
13 provide technical assistance and other assistance to  
14 the greatest number of such groups.

15 (2) Successful experience—

16 (A) in conducting a program described in  
17 section 204(b);

18 (B) in working with a national service,  
19 community service, or volunteer service group  
20 that conducts a program described in section  
21 204(b);

22 (C) in managing and using Federal grant  
23 funds, including grants for community food and  
24 nutrition programs authorized under section

1           681(a) of the Community Services Block Grant  
2           Act (42 U.S.C. 9922(a));

3           (D) in working cooperatively with a nutri-  
4           tion assistance and anti-poverty program, other  
5           community-based nonprofit feeding and anti-  
6           hunger groups, and faith-based and other com-  
7           munity programs in the pilot community; and

8           (E) in researching, monitoring, and evalu-  
9           ating the hunger problems in the pilot commu-  
10          nity of such organization and nutrition assist-  
11          ance and anti-poverty programs.

12          (3) In the case of a community-based nonprofit  
13          feeding and anti-hunger group with a large budget,  
14          the existence of a financial mechanism to implement  
15          the proposal and staff expertise to handle large Fed-  
16          eral and private grants, or in the case of a commu-  
17          nity-based nonprofit feeding and anti-hunger group  
18          with a small budget, proven effectiveness in the de-  
19          livery and coordination of a program described in  
20          section 204(b).

21          (4) The ability to influence other community,  
22          government, and private resources to assist in the  
23          creation and implementation of the pilot program in  
24          the pilot community of the community-based non-  
25          profit feeding and anti-hunger group.

1 (e) SUBGRANTS.—

2 (1) SELECTION BY PRIMARY COMMUNITY-BASED  
 3 NONPROFIT FEEDING AND ANTI-HUNGER GROUP RE-  
 4 QUIRED.—Under the pilot program, the Secretary  
 5 shall require a primary community-based nonprofit  
 6 feeding and anti-hunger group that is awarded a  
 7 grant under subsection (a) to select at least 10, but  
 8 no more than 200, subgrantees to carry out sub-  
 9 grants under the grants. Such subgrants shall be  
 10 used in support of the pilot program in the pilot  
 11 community of such group, in accordance with section  
 12 204.

13 (2) SELECTION OF SUBGRANTEES.—A primary  
 14 community-based nonprofit feeding and anti-hunger  
 15 group shall select subgrantees for purposes of para-  
 16 graph (1)—

17 (A) by selecting the subgrantee in the ap-  
 18 plication submitted under subsection (b); or

19 (B) in consultation with the Secretary of  
 20 Agriculture after evaluating proposals sub-  
 21 mitted by subgrantee applicants.

22 **SEC. 204. USES OF GRANTS.**

23 (a) REQUIRED USES BY PRIMARY COMMUNITY-  
 24 BASED NONPROFIT FEEDING AND ANTI-HUNGER  
 25 GROUPS.—A primary community-based nonprofit feeding

1 and anti-hunger group that is awarded a grant under sec-  
2 tion 203(a) shall—

3 (1) allocate at least 60 percent of the grant for  
4 subgrants in accordance with section 203(e); and

5 (2) spend at least 5 percent of the grant on  
6 evaluation of the pilot program in the pilot commu-  
7 nity of such group.

8 (b) ELIGIBLE USES BY PRIMARY COMMUNITY-BASED  
9 NONPROFIT FEEDING AND ANTI-HUNGER GROUPS AND  
10 SUBGRANTEES.—Grant funds awarded to a primary com-  
11 munity-based nonprofit feeding and anti-hunger group or  
12 allocated to a subgrantee under the pilot program may be  
13 used for any of the following purposes:

14 (1) ELIGIBLE PROGRAMS.—With respect to a  
15 target population in a pilot community, any of the  
16 following programs:

17 (A) A program that informs such popu-  
18 lation about benefits under nutrition assistance  
19 and anti-poverty programs, pre-screens mem-  
20 bers of such population to determine the eligi-  
21 bility of such members to receive such benefits,  
22 and assists such members to access relevant  
23 benefits.

24 (B) A program to assist such population to  
25 transition successfully from welfare to work.

1           (C) A program that is likely to result in  
2           job creation or that involves job training, readi-  
3           ness, placement, or retention activities.

4           (D) A program to increase the supply of  
5           donated foods to community-based nonprofit  
6           feeding and anti-hunger groups, especially of  
7           fresh fruits, vegetables, and other nutritious  
8           foods.

9           (E) A program that increases the access of  
10          such population to fresh fruits, vegetables, and  
11          other nutritious foods.

12          (F) A program that promotes the use of  
13          farmers' markets, urban farms, and food-pro-  
14          ducing agriculture projects, especially a pro-  
15          gram that promotes the use of such markets,  
16          farms, and projects by nutrition assistance and  
17          anti-poverty programs.

18          (G) A program to assess the flow of food,  
19          from production through consumption, in a  
20          community.

21          (H) A program that involves nutrition edu-  
22          cation, obesity reduction, or financial manage-  
23          ment activities, especially such activities that  
24          have hands-on demonstrations or that promote  
25          physical activity.

1 (I) A program that promotes microenter-  
2 prise and small business development, especially  
3 the development of such a business that is food-  
4 related.

5 (J) A program that assists government  
6 agencies and nonprofit groups to increase the  
7 number of sites (and participation in existing  
8 sites) for after-school snacks and meals pro-  
9 grams under the summer food service program  
10 for children authorized under section 13 of the  
11 Richard B. Russell National School Lunch Act  
12 (42 U.S.C. 1766) and the child and adult care  
13 food program authorized under section 17 of  
14 such Act (42 U.S.C. 1761).

15 (K) A program that creates a customer ad-  
16 visory council at a community-based nonprofit  
17 feeding and anti-hunger group to enable an in-  
18 dividual who obtains food from such group to  
19 consult with the council on ways to improve the  
20 operations of such group.

21 (L) A program to increase the assistance  
22 of national and community service programs,  
23 including AmeriCorps, Volunteers in Service to  
24 America (AmeriCorps–VISTA), Learn and  
25 Serve America, Senior Corps, Freedom Corps,



1 and any other volunteer program to aid commu-  
2 nity-based nonprofit feeding and anti-hunger  
3 groups.

4 (M) A program to increase the involvement  
5 of volunteers who have professional skills with  
6 community-based nonprofit feeding and anti-  
7 hunger groups and other nonprofit groups.

8 (N) A program that relates nutrition im-  
9 provement and the problem of hunger within  
10 such population to broader issues within the  
11 pilot community, including community develop-  
12 ment and economic improvement.

13 (O) A program that promotes the use of  
14 individual development accounts, as defined in  
15 section 404(5) of the Assets for Independence  
16 Act (title IV of Public Law 105–285; 42 U.S.C.  
17 604 note), or any other such asset-development  
18 program.

19 (P) With respect to a community-based  
20 nonprofit feeding and anti-hunger group, a pro-  
21 gram to—

22 (i) provide technical assistance to such  
23 group to increase the technical capacities  
24 of such group; or

1           (ii) enable the group to more effi-  
2           ciently and effectively use computer tech-  
3           nology, recruit volunteers, write grants, or  
4           otherwise increase the fundraising and op-  
5           eration of such group.

6           (Q) A program that provides for the provi-  
7           sion of technical assistance and informational  
8           materials on the Internet that relate to any pro-  
9           gram described in subparagraphs (A) through  
10          (P).

11          (R) A program to coordinate activities of  
12          community-based nonprofit feeding and anti-  
13          hunger groups within the pilot community, in-  
14          cluding activities that further any of the fol-  
15          lowing goals:

16               (i) Creation of joint advertising, com-  
17               munications, and referral systems.

18               (ii) Coordination of hours of oper-  
19               ations and services provided.

20               (iii) Creation of joint client, funding,  
21               and other databases, tracking systems, and  
22               benefits referral systems.

23               (iv) Implementation of joint activities  
24               to reduce hunger, strengthen local food

1 systems, reduce poverty, improve economic  
2 self-sufficiency, and reduce obesity.

3 (2) ELIGIBLE FOOD-RELATED USES.—Subject  
4 to the limitation in subsection (c)(1), any of the fol-  
5 lowing food-related purposes:

6 (A) Gathering food.

7 (B) The collection of perishable, but safe,  
8 food from entities such as restaurants, caterers,  
9 and farms, for distribution to a target popu-  
10 lation.

11 (C) Packing food.

12 (D) Sorting food.

13 (E) Processing food.

14 (F) Transportation of food.

15 (G) Heating, cooling, or freezing of food.

16 (H) Storage of food.

17 (I) Administrative expenses necessary to  
18 increase the supply of nutritious food (especially  
19 fresh fruit and vegetables) distributed by com-  
20 munity-based nonprofit feeding and anti-hunger  
21 groups.

22 (J) Administrative staff and volunteer  
23 management for purposes of performing activi-  
24 ties listed in subparagraphs (A) through (H).

1           (3) ELIGIBLE STIPENDS.—For the provision of  
 2           stipends to customers for expenses incurred by such  
 3           customers for participating in a customer advisory  
 4           council described in subsection (b)(1)(K).

5           (c) LIMITATIONS.—

6           (1) LIMITATION ON FOOD PURCHASES.—No  
 7           more than 20 percent of the total amount of grant  
 8           funds awarded to a primary community-based non-  
 9           profit feeding and anti-hunger group or allocated to  
 10          a subgrantee under the pilot program may be used  
 11          to directly purchase food.

12          (2) LIMITATION ON FUNDS EXPENDED TO NA-  
 13          TIONAL OR COMMUNITY SERVICE PROGRAM.—Grant  
 14          funds awarded to a primary community-based non-  
 15          profit feeding and anti-hunger group or allocated to  
 16          a subgrantee under the pilot program may not be  
 17          used to provide a volunteer in a national or commu-  
 18          nity service program listed in subsection (b)(1)(L)  
 19          with any educational funding, stipend, health care,  
 20          or child care.

21 **SEC. 205. TECHNICAL ASSISTANCE.**

22          (a) TECHNICAL ASSISTANCE GRANTS.—Under the  
 23          pilot program and for a fiscal year, the Secretary shall  
 24          award grants to technical assistance community-based

1 nonprofit feeding and anti-hunger groups, in accordance  
2 with this section.

3 (b) APPLICATION FOR TECHNICAL ASSISTANCE  
4 GRANTS.—To be eligible for an award of a grant under  
5 this section, a technical assistance community-based non-  
6 profit feeding and anti-hunger group shall submit to the  
7 Secretary an application containing a description of how  
8 the applicant proposes to use the grant funds to provide  
9 technical assistance to all pilot communities. The applica-  
10 tion shall be submitted in such form, at such time, and  
11 containing such other information as the Secretary may  
12 require.

13 (c) CRITERIA TO RECEIVE GRANTS.—In evaluating  
14 an application of a technical assistance community-based  
15 nonprofit feeding and anti-hunger group, the Secretary  
16 shall consider, in addition to such other criteria as the  
17 Secretary determines appropriate, the extent to which the  
18 application of the technical assistance group demonstrates  
19 the following:

20 (1) The ability to provide capacity-building  
21 technical assistance to community-based nonprofit  
22 feeding and anti-hunger groups.

23 (2) Organizational and staff experience in—

24 (A) national issues related to emergency  
25 food programs, food banks, food rescue organi-

1           zations, the hunger problem, food insecurity,  
2           anti-poverty programs, and nutrition education;

3           (B) providing technical assistance to com-  
4           munity-based nonprofit feeding and anti-hunger  
5           groups and conducting outreach programs on  
6           nutrition assistance and anti-poverty programs;

7           (C) successfully working with national and  
8           community service programs, including such  
9           programs listed in section 204(b)(1)(L);

10          (D) working cooperatively or in a leader-  
11          ship role with other national, regional, State,  
12          and local eligible technical entities; and

13          (E) working with a wide variety of faith-  
14          based and community organizations and with  
15          community-wide religious and civic organiza-  
16          tions.

17          (3) Proven financial control mechanisms and  
18          staff expertise to work with large Federal and pri-  
19          vate grants, or in the case of a technical assistance  
20          community-based nonprofit feeding and anti-hunger  
21          group with a small operating budget, effectiveness in  
22          program delivery and coordination.

23          (d) DEPARTMENT OF AGRICULTURE TECHNICAL AS-  
24          SISTANCE AUTHORIZED.—

1           (1) ASSISTANCE FROM DEPARTMENT OF AGRI-  
2           CULTURE.—The Secretary may provide technical  
3           and evaluation assistance to—

4                   (A) a technical assistance community-  
5                   based nonprofit feeding and anti-hunger group  
6                   awarded a grant under subsection (a);

7                   (B) a primary community-based nonprofit  
8                   feeding and anti-hunger group awarded a grant  
9                   under section 203(a) or a subgrantee selected  
10                  under section 203(e); or

11                  (C) any community-based nonprofit feed-  
12                  ing and anti-hunger group or technical assist-  
13                  ance community-based nonprofit feeding and  
14                  anti-hunger group that does not receive a grant  
15                  under this Act, but that carries out activities  
16                  similar to those of such a group or subgrantee.

17           (2) ASSISTANCE FROM FEDERAL DEPARTMENTS  
18           AND AGENCIES.—The head of any Federal depart-  
19           ment or agency may provide technical assistance to  
20           a group or subgrantee referred to in subparagraph  
21           (A), (B), or (C) of paragraph (1) to carry out activi-  
22           ties described in subparagraph (C) of such para-  
23           graph.

24           (3) ASSISTANCE FROM STATE AND LOCAL  
25           AGENCIES AND LAND-GRANT COLLEGES AND UNI-

1       VERSITIES.—The Secretary may encourage any ap-  
 2       propriate State or local agency or land-grant college  
 3       or university to provide technical assistance to such  
 4       groups or subgrantees to carry out such activities.

5   **SEC. 206. ALLOCATION OF GRANTS.**

6       (a) ALLOCATION BY TYPE OF GRANT.—Of the  
 7       amounts made available to carry out this title for a fiscal  
 8       year—

9               (1) \$190,000,000 is available for grants to pri-  
 10       mary community-based nonprofit feeding and anti-  
 11       hunger groups authorized under section 203(a); and

12              (2) \$8,000,000 is available for technical assist-  
 13       ance grants authorized under section 205(a).

14       (b) ALLOCATION TO PILOT COMMUNITIES.—Of the  
 15       amounts made available under subsection (a)(1) to pri-  
 16       mary community-based nonprofit feeding and anti-hunger  
 17       groups for a fiscal year, the Secretary shall allocate such  
 18       amounts to one primary community-based nonprofit feed-  
 19       ing and anti-hunger group in each of the pilot commu-  
 20       nities listed in subsection (c) and may allocate such  
 21       amounts to one such group in each pilot community des-  
 22       ignated by the Secretary under subsection (d)(2). The  
 23       amount allocated to a primary community-based nonprofit  
 24       feeding and anti-hunger group—



1           (1) shall not be less than \$500,000, nor more  
2           than \$20,000,000; and

3           (2) shall be in proportion to the number of indi-  
4           viduals and families within the target population of  
5           the pilot community involved.

6           (c) PILOT COMMUNITIES LISTED.—For purposes of  
7           subsection (b), a pilot community listed in this subsection  
8           is each of the following areas:

9           (1) New York, New York.

10          (2) Chicago, Illinois.

11          (3) Milwaukee, Wisconsin.

12          (4) Puerto Rico.

13          (5) Indianapolis, Indiana.

14          (6) Des Moines, Iowa.

15          (7) Toledo, Ohio.

16          (8) Savannah, Georgia.

17          (9) New Haven, Connecticut.

18          (10) Roanoke, Virginia.

19          (11) Santa Cruz County, Santa Clara County,  
20          and Monterey County in California.

21          (12) Onondaga County in New York.

22          (13) The rural boroughs in Alaska.

23          (14) Washington metropolitan region.

24          (15) Pittsburgh and the suburban and rural  
25          areas in southwestern Pennsylvania.

1 (16) Rural counties in eastern Kentucky.

2 (17) Counties in northern West Virginia.

3 (18) Rural counties in southern Texas.

4 (19) Rural counties in southern Missouri.

5 (20) Rural counties in north, west, and central  
6 Wisconsin.

7 (d) SPECIFICATION OF AREAS; DESIGNATION OF AD-  
8 DITIONAL PILOT COMMUNITIES.—

9 (1) SPECIFICATION OF AREAS.—The Secretary  
10 shall specify the counties or other areas to be in-  
11 cluded in each of the pilot communities described in  
12 paragraphs (15) through (20) of subsection (c).

13 (2) DESIGNATION OF ADDITIONAL PILOT COM-  
14 MUNITIES.—The Secretary may designate not more  
15 than 10 pilot communities in addition to those listed  
16 in subsection (c).

17 **SEC. 207. REPORTS AND EVALUATION.**

18 (a) SUBGRANTEE REPORT TO PRIMARY COMMUNITY-  
19 BASED NONPROFIT FEEDING AND ANTI-HUNGER  
20 GROUP.—Not later than 90 days after the end of the fiscal  
21 year for which a subgrantee received a subgrant under sec-  
22 tion 203(e), the subgrantee shall submit to the primary  
23 community-based nonprofit feeding and anti-hunger group  
24 that selected the subgrantee under such section a report  
25 that evaluates the results of the activities, including finan-

1 cial expenditures, during such fiscal year of the subgrantee  
2 in carrying out the subgrant.

3 (b) PRIMARY COMMUNITY-BASED NONPROFIT FEED-  
4 ING AND ANTI-HUNGER GROUP REPORTS TO SEC-  
5 RETARY.—Not later than 180 days after the end of the  
6 fiscal year for which a primary community-based nonprofit  
7 feeding and anti-hunger group received a grant under sec-  
8 tion 203(a), the group shall submit to the Secretary a re-  
9 port that evaluates the results of the activities, including  
10 financial expenditures, during the preceding fiscal year of  
11 the group in carrying out the grant. Such report shall in-  
12 clude each report submitted to the group by a subgrantee  
13 under subsection (a) for such fiscal year.

14 (c) ANNUAL REPORTS TO CONGRESS.—Not later  
15 than October 31 of each of calendar years 2010 through  
16 2014, the Secretary shall submit to Congress a report on  
17 the progress of the pilot program.

18 (d) FINAL REPORT TO CONGRESS.—Not later than  
19 April 30, 2015, the Secretary shall submit to Congress  
20 a report that evaluates the successes and challenges of the  
21 pilot program and that makes such recommendations as  
22 the Secretary considers appropriate for similar future  
23 grants programs.

24 **SEC. 208. ADMINISTRATIVE PROVISIONS.**

25 (a) ONE YEAR EXTENSION OF GRANTS.—

1           (1) BEYOND THE SOUP KITCHEN GRANTS.—

2           Upon the expiration of a grant awarded to a com-  
3           munity-based nonprofit feeding and anti-hunger  
4           group under section 203(a) and the request of such  
5           group, the Secretary, in accordance with procedures  
6           established by the Secretary, may extend the dura-  
7           tion of the grant once, by one fiscal year, if the Sec-  
8           retary determines that the programs established and  
9           implemented by such group with the grant resulted  
10          in (or are likely to result in) significant progress in  
11          satisfying the purposes of the pilot program de-  
12          scribed in section 203(c)(1).

13          (2) TECHNICAL ASSISTANCE GRANTS.—Upon  
14          the expiration of a grant awarded to a technical as-  
15          sistance community-based nonprofit feeding and  
16          anti-hunger group under section 205(a) and the re-  
17          quest of such entity, the Secretary, in accordance  
18          with procedures established by the Secretary, may  
19          extend the duration of the grant once, by one fiscal  
20          year, if the Secretary determines that such technical  
21          assistance group has successfully provided all pilot  
22          programs with technical assistance.

23          (b) FORM OF GRANTS.—The Secretary, if the Sec-  
24          retary finds it appropriate, may use cooperative agree-  
25          ments, as described in section 6305 of title 31, United

1 States Code, for purposes of awarding grants to primary  
 2 community-based nonprofit feeding and anti-hunger  
 3 groups under section 203(a) and to technical assistance  
 4 community-based nonprofit feeding and anti-hunger  
 5 groups under section 205(a).

6 **SEC. 209. DEFINITIONS.**

7 In this title:

8 (1) SECRETARY.—The term “Secretary” means  
 9 the Secretary of Agriculture.

10 (2) PILOT PROGRAM.—The term “pilot pro-  
 11 gram” means the Beyond the Soup Kitchen Pilot  
 12 Program established under section 202(a).

13 (3) COMMUNITY-BASED NONPROFIT FEEDING  
 14 AND ANTI-HUNGER GROUP.—The term “community-  
 15 based nonprofit feeding and anti-hunger group”  
 16 means an anti-hunger organization, food bank, food  
 17 pantry, soup kitchen, food rescue group, or commu-  
 18 nity food security organization that—

19 (A) is described in section 501(c)(3) of the  
 20 Internal Revenue Code of 1986 and exempt  
 21 from tax under section 501(a) of such Code;  
 22 and

23 (B) is located in (or regularly provides  
 24 service to) a pilot community.

1           (4) PRIMARY COMMUNITY-BASED NONPROFIT  
2 FEEDING AND ANTI-HUNGER GROUP.—The term  
3 “primary community-based nonprofit feeding and  
4 anti-hunger group” means a community-based non-  
5 profit feeding and anti-hunger group awarded a  
6 grant under section 203(a).

7           (5) SUBGRANTEE.—The term “subgrantee”  
8 means a community-based nonprofit feeding and  
9 anti-hunger group (other than a primary commu-  
10 nity-based nonprofit feeding and anti-hunger  
11 group)—

12                 (A) that is selected under section 203(e)  
13 by a primary community-based nonprofit feed-  
14 ing and anti-hunger group; and

15                 (B) that is located in (or regularly provides  
16 service to) the pilot community in which the  
17 primary nonprofit feeding group is located (or  
18 to which the primary nonprofit feeding group  
19 provides regular service).

20           (6) TECHNICAL ASSISTANCE COMMUNITY-BASED  
21 NONPROFIT FEEDING AND ANTI-HUNGER GROUP.—  
22 The term “technical assistance community-based  
23 nonprofit feeding and anti-hunger group” means a  
24 national, State, or local group that—

1 (A) is an anti-hunger group, food bank,  
2 food pantry, soup kitchen, food rescue group, or  
3 community food security organization;

4 (B) is described in section 501(c)(3) of the  
5 Internal Revenue Code of 1986 and exempt  
6 from tax under section 501(a) of such Code;  
7 and

8 (C) has the capacity to provide technical  
9 assistance to all pilot communities.

10 (7) PILOT COMMUNITY.—The term “pilot com-  
11 munity” means a community specified in section  
12 206(b).

13 (8) TARGET POPULATION.—The term “target  
14 population” includes an individual who (or family  
15 that)—

16 (A) earns an income below 200 percent of  
17 the Federal poverty line;

18 (B) suffers from food insecurity;

19 (C) earns insufficient income to ensure  
20 food security for such individual or family;

21 (D) lives in a community that suffers from  
22 poverty, hunger, or food insecurity;

23 (E) is homeless;

24 (F) receives (or recently received) assist-  
25 ance under a State program funded under part

1 A of title IV of the Social Security Act (42  
2 U.S.C. et seq.), relating to temporary assistance  
3 to needy families; or

4 (G) is eligible for benefits under any nutri-  
5 tion assistance or anti-poverty program.

6 (9) NUTRITION ASSISTANCE AND ANTI-POVERTY  
7 PROGRAM.—The term “nutrition assistance and  
8 anti-poverty program” means any Federal, State, or  
9 local government assistance program offered to low-  
10 income individuals or families, including the fol-  
11 lowing programs:

12 (A) The supplemental nutrition assistance  
13 program established under section 4 of the  
14 Food and Nutrition Act of 2008 (7 U.S.C.  
15 2013).

16 (B) A program authorized under the Rich-  
17 ard B. Russell National School Lunch Act (42  
18 U.S.C. 1751 et seq.) or Child Nutrition Act of  
19 1966 (42 U.S.C. 1771 et seq.), including the  
20 national school lunch program, the national  
21 school breakfast program, the summer food  
22 service program for children, the special supple-  
23 mental nutrition program for women, infants,  
24 and children, and the child and adult care food  
25 program.



1 (C) The earned income tax credit allowed  
 2 under section 32 of the Internal Revenue Code  
 3 of 1986 (26 U.S.C. 32).

4 (10) FOOD INSECURITY.—The term “food inse-  
 5 curity” means a lack of consistent access to food.

6 (11) WASHINGTON METROPOLITAN REGION.—  
 7 The term “Washington metropolitan region” in-  
 8 cludes the District of Columbia, the counties of  
 9 Montgomery and Prince Georges in Maryland, and  
 10 the counties of Arlington and Fairfax and the cities  
 11 of Alexandria and Falls Church in Virginia.

12 **SEC. 210. AUTHORIZATION OF APPROPRIATIONS.**

13 There is authorized to be appropriated \$200,000,000  
 14 for each of fiscal years 2010 through 2015 to carry out  
 15 this title.

16 **TITLE III—EFFECTIVE DATE**

17 **SEC. 301. EFFECTIVE DATE.**

18 Except as otherwise provided in this Act, this Act and  
 19 the amendments made by this Act shall take effect on Oc-  
 20 tober 1, 2009.

