

116TH CONGRESS
1ST SESSION

S. 2331

To amend the Child Nutrition Act of 1966 to clarify the availability and appropriateness of training for local food service personnel, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 30, 2019

Mrs. MURRAY introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To amend the Child Nutrition Act of 1966 to clarify the availability and appropriateness of training for local food service personnel, 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 “Improving Training
5 for School Food Service Workers Act of 2019”.

1 **SEC. 2. TRAINING AND CERTIFICATION OF ALL LOCAL**
 2 **FOOD SERVICE PERSONNEL.**

3 Section 7(g)(2)(B) of the Child Nutrition Act of 1966
 4 (42 U.S.C. 1776(g)(2)(B)) is amended by adding at the
 5 end the following:

6 “(iv) AVAILABILITY AND APPRO-
 7 PRIATENESS OF TRAINING.—

8 “(I) IN GENERAL.—A training
 9 program carried out under this sub-
 10 paragraph shall—

11 “(aa) to the maximum ex-
 12 tent practicable, be scheduled
 13 during regular, paid working
 14 hours;

15 “(bb) be offered in-person, if
 16 appropriate;

17 “(cc) incorporate hands-on
 18 training techniques; and

19 “(dd) be provided at no cost
 20 to food service personnel.

21 “(II) PROGRAM OUTSIDE WORK-
 22 ING HOURS.—In the event that a
 23 training program carried out under
 24 this subparagraph is scheduled out-
 25 side of regular, paid working hours—

1 “(aa) efforts shall be made
2 to inform food service personnel
3 of the necessity of the program
4 to be scheduled outside of reg-
5 ular, paid working hours;

6 “(bb) food service personnel
7 shall be consulted to schedule the
8 program at a time that is mini-
9 mally disruptive to the personnel
10 participating in the training pro-
11 gram;

12 “(cc) compensation shall be
13 provided to food service personnel
14 attending the program at the
15 regular rate of pay, including any
16 applicable overtime rate; and

17 “(dd) food service personnel
18 shall not be penalized or in any
19 other manner discriminated
20 against for not being able to at-
21 tend the program.

22 “(v) RELATIONSHIP TO OTHER
23 LAWS.—Nothing in this subparagraph su-
24 persedes or otherwise modifies any Fed-
25 eral, State, or local law or legal obligation

- 1 governing the relationship between an em-
- 2 ployee and employer.”.

