

118TH CONGRESS
1ST SESSION

H. R. 5569

To amend the Richard B. Russell National School Lunch Act with respect to reimbursements under the child and adult care food program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 19, 2023

Mr. LANDSMAN (for himself, Ms. BONAMICI, Mr. CUELLAR, Ms. PRESSLEY, Ms. JACOBS, and Mr. NEGUSE) 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 with respect to reimbursements under the child and adult care food program, 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 “Child Care Nutrition
5 Enhancement Act of 2023”.

6 **SEC. 2. REIMBURSEMENTS UNDER CACFP PROGRAM.**

7 (a) ADDITIONAL REIMBURSEMENTS.—Section 17 of
8 the Richard B. Russell National School Lunch Act (42
9 U.S.C. 1766) is amended—

1 (1) in subsection (c)—

2 (A) in paragraphs (1), (2), and (3), by in-
3 serting “and subject to paragraph (7)” after
4 “subsection (f)(3)” each place it appears; and

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

6 “(7) ADDITIONAL REIMBURSEMENT.—Beginning on
7 the first day of the first month that begins after the date
8 of the enactment of this paragraph, each meal and supple-
9 ment served under this section shall receive an additional
10 reimbursement in the amount of 10 cents (as adjusted
11 pursuant to section 11(a) of this Act).”;

12 (2) in subsection (f)(2)(A), by striking “multi-
13 plying the” and all that follows through the period
14 at the end and inserting the following: “multi-
15 plying—

16 “(i) the total number of each type of
17 meal (breakfast, lunch, or supper) or sup-
18 plement served in such institution in that
19 fiscal year, by

20 “(ii) the sum obtained by adding the
21 applicable national average payment rate
22 for each such type of meal or supplement,
23 as determined under subsection (c), to the
24 additional reimbursement amount required
25 under paragraph (7) of such subsection.”;

1 (3) in subsection (o)(3)(A), by inserting “(in-
2 cluding the additional reimbursement amount re-
3 quired under subsection (e)(7))” before the period at
4 the end;

5 (4) in subsection (r)(4)(B)—

6 (A) in clause (i), by inserting “plus the ad-
7 ditional reimbursement amount required under
8 paragraph (7) of such subsection” before the
9 period at the end; and

10 (B) in clause (ii), by inserting “plus the
11 additional reimbursement amount required
12 under subsection (e)(7)” before the period at
13 the end; and

14 (5) in subsection (t)(5)(B), by inserting “plus
15 the additional reimbursement amount required
16 under paragraph (7) of such subsection” before the
17 period at the end.

18 (b) REIMBURSEMENT OF FAMILY OR GROUP DAY
19 CARE HOME SPONSORING ORGANIZATIONS.—Section
20 17(f)(3) of the Richard B. Russell National School Lunch
21 Act (42 U.S.C. 1766(f)(3)) is amended—

22 (1) in subparagraph (A)—

23 (A) in clause (ii)—

1 (i) by amending the heading to read
2 as follows “CALCULATION OF REIMBURSE-
3 MENT”;

4 (ii) by striking subclause (I);

5 (iii) by redesignating subclauses (II),
6 (III), and (IV) as subclauses (I), (II), and
7 (III), respectively;

8 (iv) in subclause (I), as so redesign-
9 nated—

10 (I) by striking “subclause (III), a
11 tier I” and inserting “subclause (II),
12 a”; and

13 (II) by striking “, except that”
14 and all that follows through “section
15 9”;

16 (v) in subclause (II), as so redesign-
17 nated—

18 (I) by striking “subclause (IV)”
19 and inserting “subclause (III)”;

20 (II) by striking “subclause (II)”
21 and inserting “subclause (I)”;

22 (vi) by adding at the end the fol-
23 lowing:

24 “(IV) ADDITIONAL REIMBURSE-
25 MENT.—The additional reimburse-

1 ment amount required under sub-
2 section (c)(7) shall apply to the reim-
3 bursements of meals and supplements
4 under this subparagraph.”.

5 (B) by striking clause (iii); and

6 (2) by striking subparagraph (E).

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