To amend the Richard B. Russell National School Lunch Act to clarify that charitable organization officials may receive food donations from schools under the food donation program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. CASTRO of Texas introduced the following bill; which was referred to the Committee on __________________

A BILL

To amend the Richard B. Russell National School Lunch Act to clarify that charitable organization officials may receive food donations from schools under the food donation program, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Feeding Hungry Students in Schools Act of 2021”.

[116H2706]
SEC. 2. FOOD DONATION BY SCHOOLS THROUGH CHARITABLE ORGANIZATION OFFICIALS.

Section 9(l) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1758(l)) is amended—

(1) in paragraph (1)—

(A) by striking “school and local educational agency” and inserting “school food authority”;

(B) by inserting “, including from a fundraiser or charitable food drive, or” after “any food”; 

(C) by striking “or charitable organizations” and inserting “, charitable organizations, or individuals in need, as determined by such school food authority”; 

(D) by striking “GENERAL.—Each” and inserting the following: “GENERAL.—

“(A) FOOD DONATIONS PERMISSIBLE.—Each”; and 

(E) by adding at the end the following:

“(B) DONATIONS THROUGH CHARITABLE ORGANIZATION OFFICIALS.—

“(i) IN GENERAL.—Each school participating in the school lunch program under this Act may donate the food described in subparagraph (A) to a charitable
organization through a charitable organiza-
tion official who is directly affiliated with
the school food authority serving such
school.

“(ii) ANNUAL FOOD SAFETY TRAIN-
ing.—A charitable organization official
may not receive donated food pursuant to
this subparagraph unless such charitable
organization official has received a food
safety certification, or other applicable cer-
tification, from the State health depart-
ment or other responsible authority in the
State such food is donated in.

“(C) USE OF SCHOOL CAMPUS.—The food
donated by a school pursuant to this paragraph
may be received, stored, and distributed on the
campus of such school.

“(D) CHARITABLE ORGANIZATION OFFI-
ICIAL DEFINED.—In this paragraph, the term
‘charitable organization official’ means a person
who has a memorandum of understanding with
a charitable organization to receive food dona-
tions on behalf of such organization.”;

(2) in paragraph (2)—

(A) in subparagraph (A)—
(i) by striking “to schools and local educational agencies” and inserting “to school food authorities”; and

(ii) by striking “such schools and local educational agencies” and inserting “such school food authorities”; and

(B) in subparagraph (B), by inserting “, including guidance with respect to donations through charitable organization officials under paragraph (1)(B).” after “necessary”; and

(3) in paragraph (3), by striking “school and local educational agency” and inserting “school food authority”.