

1 **[COMMITTEE PRINT]**
2 **TITLE IV—NUTRITION**
 PROGRAMS

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1 **Subtitle A—Food Stamp Program**

2 **SEC. 4001. RENAMING THE FOOD STAMP PROGRAM —**

3 **[UNDER CONSTRUCTION].**

4 **SEC. 4002. CONTINGENT FUNDS RELATING TO STRENGTH-**

5 **ENING THE FOOD PURCHASING POWER OF**

6 **LOW-INCOME AMERICANS.**

7 In title XI of this Act—

8 (1) if a change in law or laws not pertaining to
9 Section 5(e)(1) of the Food Stamp Act of 1977 (7
10 U.S.C. 2014(e)(1)) reduces outlays and/or increases
11 in revenue by an amount sufficient to offset the in-
12 creased outlays that would occur over the period of
13 fiscal years 2007 through 2012 and the period of
14 fiscal years 2007 through 2017 if total funding for
15 the program were increased as provided in the
16 amendment made by paragraph (3) for fiscal years
17 2008 through 2012 (as estimated by the House
18 Committee on Budget at the time of this Act); and

19 (2) if such reductions in outlays or increases in
20 revenue in paragraph (1) are specifically and exclu-
21 sively dedicated to fully offsetting the increase in
22 total outlays that would occur if paragraph (3) of
23 this section were to take effect; then

1 (3) section (5)(e)(1) of the Food Stamp Act of
2 the Food Stamp Act of 1977 (7 U.S.C. 2014(e)(1))
3 is amended—

4 (A) in subparagraph (A)(ii) by striking
5 “not less than \$134” and all that follows to the
6 end of the clause, and inserting the following:
7 “Not less than \$156, \$267, \$220, and \$137,
8 respectively. For October 1, 2008, and each fis-
9 cal year thereafter, an amount that is equal to
10 the amount from the previous fiscal year ad-
11 justed to the nearest lower dollar increment to
12 reflect changes in the Consumer Price Index for
13 All Urban Consumers published by the Bureau
14 of Labor Statistics, for items other than food,
15 for the twelve months ending the preceding
16 June 30.”; and

17 (B) in subparagraph (B)(ii) by striking
18 “not less than \$269.” and inserting the fol-
19 lowing: “not less than \$313. For October 1,
20 2008 and each October 1 thereafter, an amount
21 that is equal to the amount of the previous fis-
22 cal year adjusted to the nearest lower dollar in-
23 crement to reflect changes in the Consumer
24 Price Index for All Urban Consumers published
25 by the Bureau of Labor Statistics, for items

1 other than food, for the twelve months ending
2 the preceding June 30.”.

3 **SEC. 4003. CONTINGENT FUNDS RELATING TO CHILD CARE**
4 **EXPENSES.**

5 In title XI of this Act—

6 (1) if a change in law or laws not pertaining to
7 section 5(e)(3)(A) of the Food Stamp Act of 1977
8 (7 U.S.C. 2014(e)(3)(A)) reduces outlays and/or in-
9 creases in revenue by an amount sufficient to offset
10 to the increased outlays that would occur over the
11 period of fiscal years 2007 through 2012 and the pe-
12 riod of fiscal years 2007 through 2017 if total fund-
13 ing for the program were increased as provided in
14 the amendment made by paragraph (3) for fiscal
15 years 2008 through 2012 (as estimated by the
16 House Committee on Budget at the time of this
17 Act); and

18 (2) if such reductions in outlays or increases in
19 revenue in paragraph (1) are specifically and exclu-
20 sively dedicated to fully offsetting the increase in
21 total outlays that would occur if paragraph (C3) of
22 this section were to take effect; then

23 (3) section (5)(e)(3)(a) of the Food Stamp Act
24 of 1977 (7 U.S.C. 2014(e)(3)(a)) is amended by
25 striking “, the maximum allowable level of which

1 shall be \$200 per month for each dependent child
2 under 2 years of age and \$175 per month for each
3 other dependent,”.

4 **SEC. 4004. CONTINGENT FUNDING RELATING TO EXCLU-**
5 **SION OF COMBAT-RELATED MILITARY PAY**
6 **FROM COUNTABLE INCOME.**

7 In title XI of this Act—

8 (1) if a change in law or laws not pertaining to
9 section 5(d) of the Food Stamp Act of 1977 (7
10 U.S.C. 2014(d)) reduces outlays and/or increases in
11 revenue by an amount sufficient to offset the in-
12 creased outlays that would occur over the period of
13 fiscal years 2007 through 2012 and the period of
14 fiscal years 2007 through 2017 if total funding for
15 the program were increased as provided in the
16 amendment made by paragraph (3) for fiscal years
17 2008 through 2012 (as estimated by the House
18 Committee on Budget at the time of this Act); and

19 (2) if such reductions in outlays or increases in
20 revenue in paragraph (1) are specifically and exclu-
21 sively dedicated to fully offsetting the increase in
22 total outlays that would occur if paragraph (3) of
23 this section were to take effect; then

24 (3) subsection (5)(d) of the Food Stamp Act of
25 1977 (7 U.S.C. 2014(d)) is amended—

1 (A) by striking “and (18)”, and inserting
2 “(18)”, and

3 (B) by inserting before the period at the
4 end the following: “and (19) any additional
5 payment received under Chapter 5 of title 37,
6 United States Code, by a member of the United
7 States Armed Forces deployed to a designated
8 combat zone for the duration of the member’s
9 deployment to, or while serving in a combat
10 zone, and the additional pay was not received
11 immediately prior to serving in the combat
12 zone”.

13 **SEC. 4005. CONTINGENT FUNDING RELATING TO EXCLU-**
14 **SION OF EDUCATION ACCOUNTS FROM**
15 **COUNTABLE FINANCIAL RESOURCES.**

16 In title XI of this Act—

17 (1) if a change in law or laws not pertaining to
18 section 5(g) of the Food Stamp Act of 1977 (7
19 U.S.C. 2014(g)) reduces outlays and/or increases in
20 revenue by an amount sufficient to offset the in-
21 creased outlays that would occur over the period of
22 fiscal years 2007 through 2012 and the period of
23 fiscal years 2007 through 2017 if total funding for
24 the program were increased as provided in the
25 amendment made by paragraph (3) for fiscal years

1 2008 through 2012 (as estimated by the House
2 Committee on Budget at the time of this Act); and

3 (2) if such reductions in outlays or increases in
4 revenue in paragraph (1) are specifically and exclu-
5 sively dedicated to fully offsetting the increase in
6 total outlays that would occur if paragraph (3) of
7 this section were to take effect; then

8 (3) section (5)(g) of the Food Stamp Act of
9 1977 (7 U.S.C. 2014(g)) is amended by adding at
10 the end the following:

11 “(7) EXCLUSION OF EDUCATION ACCOUNTS
12 FROM COUNTABLE RESOURCES.—

13 “(A) MANDATORY EXCLUSIONS.—The Sec-
14 retary shall exclude from financial resources
15 under this subsection the value of any funds in
16 a qualified tuition program described in section
17 529 of the Internal Revenue Code of 1986 or
18 in a Coverdell education savings account under
19 section 530 of that Code.

20 “(B) DISCRETIONARY EXCLUSIONS.—The
21 Secretary may also exclude from financial re-
22 sources under this subsection the value of any
23 program or account included in any successor
24 or similar provision that may be enacted and

1 determined to be exempt from tax under the In-
2 ternal Revenue Code of 1986.”.

3 **SEC. 4006. CONTINGENT FUNDING RELATING TO ALLOW-**
4 **ABLE COUNTABLE RESOURCES.**

5 In title XI of this Act—

6 (1) if a change in law or laws not pertaining to
7 section 5(g) of the Food Stamp Act of 1977 (7
8 U.S.C. 2014(g)) reduces outlays and/or increases in
9 revenue by an amount sufficient to offset to the in-
10 creased outlays that would occur over the period of
11 fiscal years 2007 through 2012 and the period of
12 fiscal years 2007 through 2017 if total funding for
13 the program were increased as provided in the
14 amendment made by paragraph (3) for fiscal years
15 2008 through 2012 (as estimated by the House
16 Committee on Budget at the time of this Act); and

17 (2) if such reductions in outlays or increases in
18 revenue in paragraph (1) are specifically and exclu-
19 sively dedicated to fully offsetting the increase in
20 total outlays that would occur if paragraph (3) of
21 this section were to take effect; then

22 (3) SECTION (5)(G) OF THE FOOD STAMP ACT
23 OF 1977 (7 U.S.C. 2014(G)) IS AMENDED.—

24 (A) by striking “(g)(1) The Secretary” and
25 inserting the following:

1 “(g) ALLOWABLE FINANCIAL RESOURCES.—

2 “(1) TOTAL AMOUNT.—

3 “(A) IN GENERAL.—The Secretary”.

4 (B) IN SUBPARAGRAPH (A) (AS DES-
5 IGNATED BY PARAGRAPH (1).—

6 (C) by inserting “(as adjusted in accord-
7 ance with subparagraph (B))” after “\$2,000”;

8 (D) by inserting “(as adjusted in accord-
9 ance with subparagraph (B))” after “\$3,000”;

10 and

11 (E) by adding at the end the following:

12 “(B) ADJUSTMENT FOR INFLATION.—

13 “(i) IN GENERAL.—Beginning on Oc-
14 tober 1, 2007, and each October 1 there-
15 after, the amounts in subparagraph (A)
16 shall be adjusted to the nearest \$100 in-
17 crement to reflect changes for the 12-
18 month period ending the preceding June in
19 the Consumer Price Index for All Urban
20 Consumers published by the Bureau of
21 Labor Statistics of the Department of
22 Labor.

23 “(ii) REQUIREMENT.—Each adjust-
24 ment under clause (i) shall be based on the

1 unrounded amount for the prior 12-month
2 period.”.

3 **SEC. 4007. CONTINGENT FUNDS RELATING TO EXCLUSION**
4 **OF RETIREMENT ACCOUNTS FROM COUNT-**
5 **ABLE FINANCIAL RESOURCES.**

6 In title XI of this Act—

7 (1) if a change in law or laws not pertaining to
8 section 5(g) of the Food Stamp Act of 1977 (7
9 U.S.C. 2014(g)) reduces outlays and/or increases in
10 revenue by an amount sufficient to offset the in-
11 creased outlays that would occur over the period of
12 fiscal years 2007 through 2012 and the period of
13 fiscal years 2007 through 2017 if total funding for
14 the program were increased as provided in the
15 amendment made by paragraph (3) for fiscal years
16 2008 through 2012 (as estimated by the House
17 Committee on Budget at the time of this Act); and

18 (2) if such reductions in outlays or increases in
19 revenue in paragraph (1) are specifically and exclu-
20 sively dedicated to fully offsetting the increase in
21 total outlays that would occur if paragraph (3) of
22 this section were to take effect; then

23 (3) section (5)(g) of the of the Food Stamp Act
24 of 1977 (7 U.S.C. 2014(g)), as amended by section
25 4005, is amended—

1 (A) in ssubsection (g)(2)(B)(v) by striking
2 “or retirement account (including an individual
3 account)” and inserting “account”; and

4 (B) adding at the end the following:

5 “(8) EXCLUSION OF RETIREMENT ACCOUNTS
6 FROM COUNTABLE RESOURCES.—

7 “(A) MANDATORY EXCLUSIONS.—The Sec-
8 retary shall exclude from financial resources
9 under this subsection the value of any funds in
10 a plan, contract, or account as described in sec-
11 tions 401(a), 403(a), 403(b), 408, 408A,
12 457(b), or 501(c)(18) of the Internal Revenue
13 Code of 1986 and the value of funds in a Fed-
14 eral Thrift Savings Plan account as provided
15 section 8439 of title 5, United States Code.

16 “(B) DISCRETIONARY EXCLUSIONS.—

17 “(i) The Secretary may exclude from
18 financial resources under this subsection
19 any other retirement plans, contracts, or
20 accounts that have been determined to be
21 tax qualified retirement plans, contracts,
22 or accounts, under the Internal Revenue
23 Code of 1986.

24 “(ii) The Secretary may also exclude
25 from financial resources under this sub-

1 section the value of any program or ac-
2 count included in any successor or similar
3 provision that may be enacted and deter-
4 mined to be exempt from tax under the In-
5 ternal Revenue Code of 1986.”.

6 **SEC. 4008. DEOBLIGATE FOOD STAMP COUPONS.**

7 (a) IN GENERAL.—Section 7 of the Food Stamp Act
8 of 1977 (7 U.S.C. 2016) is amended—

9 (1) by striking the section designation and
10 heading and all that follows through “subsection (j))
11 shall be” and inserting the following:”

12 **”SEC. 7. ISSUANCE AND USE OF PRO-**
13 **GRAM BENEFITS.**

14 “(a) IN GENERAL.—Except as provided
15 in subsection (j), EBT cards shall be”;

16 (2) in subsection (b)—

17 (A) by striking “(b) Coupons” and insert-
18 ing the following:

19 “(b) USE.—Benefits”; and

20 (B) by striking the second proviso;

21 (3) in subsection (c)—

22 (A) by striking “(c) Coupons” and insert-
23 ing the following:

24 “(c) DESIGN.—

25 “(1) IN GENERAL.—EBT cards”;

1 (B) in the first sentence by striking “and
2 define their denomination”; and

3 (C) by striking the second sentence and in-
4 serting the following:

5 “(2) PROHIBITION.—The name of any public
6 official shall not appear on any EBT card.”;

7 (4) by striking subsection (d);

8 (5) in subsection (e)—

9 (A) by striking “coupons” each place it ap-
10 pears and inserting “benefits”; and

11 (B) by striking “coupon issuers” each
12 place it appears and inserting “benefit issuers”;

13 (6) in subsection (f)—

14 (A) by striking “coupons” each place it ap-
15 pears and inserting “benefits”;

16 (B) by striking “coupon issuer” and insert-
17 ing “benefit issuer”; and

18 (C) by striking “section 11(e)(20)” and ev-
19 erything that follows and inserting “section
20 11(e)(19).”;

21 (7) in subsection (g)—

22 (A) by striking paragraph (1);

23 (B) by striking paragraph (2), and insert-
24 ing the following:

1 “(1) COST.—The cost of documents or systems
2 that may be required by subsection (i) may not be
3 imposed upon a retail food store participating in the
4 food and nutrition program.”; and

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

6 “(2) DEVALUATION AND TERMINATION OF
7 ISSUANCE OF PAPER COUPONS.—

8 “(A) COUPON ISSUANCE.—Effective on the
9 date of enactment of farm bill 2007, no State
10 shall issue any coupon, stamp, certificate, or
11 authorization card to a household that receives
12 food and nutrition benefits under this Act.

13 “(B) EBT CARDS.—Effective beginning one
14 year from the date of enactment of farm bill
15 2007, only an EBT card issued under sub-
16 section (i) shall be eligible for exchange at any
17 retail food store.

18 “(C) DE-OBLIGATION OF COUPONS.—Cou-
19 pons not redeemed within one year from the
20 date of enactment of farm bill 2007 will no
21 longer be an obligation of the Federal govern-
22 ment and shall not be redeemable.”;

23 (8) in subsection (h)(1), by striking “coupons”
24 and inserting “benefits”;

25 (9) in subsection (j)—

1 (A) in paragraph (2)(A)(ii), by striking
2 “printing, shipping, and redeeming coupons”
3 and inserting “issuing and redeeming benefits”;
4 and

5 (B) in paragraph (5), by striking “coupon”
6 and inserting “benefit”; and
7 (10) in subsection (k)—

8 (A) by striking “coupons in the form of”
9 each place it appears and inserting “program
10 benefits in the form of”; and

11 (B) by striking “a coupon issued in the
12 form of” each place it appears and inserting
13 “program benefits in the form of”.

14 (b) CONFORMING AMENDMENTS.—

15 (1) Section 3 of the food and nutrition act of
16 2007 (7 u.s.c. 2012) is amended—

17 (A) in subsection (a), by striking “cou-
18 pons” and inserting “benefits”;

19 (B) by amending subsection (b) to read as
20 follows:

21 “(b) ‘Benefit’ means the value of food and nutrition
22 assistance provided to a household by means of an elec-
23 tronic benefit transfer under section 7(i), or other means
24 of providing assistance, as determined by the Secretary.”;

1 (C) in subsection (c), in the first sentence,
2 by striking “authorization cards” and inserting
3 “benefits”;

4 (D) in subsection (d) by striking “or ac-
5 cess device” and everything that follows and in-
6 serting a period;

7 (E) in subsection (e)—

8 (i) by striking “coupon issuer” and in-
9 serting “benefit issuer”; and

10 (ii) by striking “coupons” and insert-
11 ing “benefits”;

12 (F) by adding at the end the following:

13 “(v) EBT CARD.—The term ‘EBT card’ means an
14 electronic benefit transfer card issued under section 7(i).”;

15 (G) in subsection (i)(5)(D) by striking
16 “coupons” and inserting “benefits”; and

17 (H) in subsection (t) by inserting “includ-
18 ing point of sale devices,” after “other means of
19 access”.

20 (2) Section 4(a) of the Food Stamp Act of
21 1977 (7 U.S.C. 2013(a)) is amended—

22 (A) by striking “coupons” each place it ap-
23 pears and inserting “benefits”; and

24 (B) by striking “coupons issued” and in-
25 serting “benefits issued”.

1 (3) Section 5(i)(2)(E) of the Food Stamp Act
2 of 1977 (7 U.S.C. 2014(i)(2)(E)) is amended by
3 striking “, as defined in section 3(i) of this Act,”.

4 (4) Section 6(b)(1) of the Food Stamp Act of
5 1977 (7 U.S.C. 2015(b)(1)) is amended—

6 (A) in subparagraph (B), by striking “cou-
7 pons or authorization cards” and inserting
8 “program benefits”; and

9 (B) by striking “coupons” each place it ap-
10 pears and inserting “benefits”.

11 (5) Section 7(j)(5) is amended by striking “cou-
12 pon” and inserting “benefit”.

13 (6) Section 8 of the Food Stamp Act of 1977
14 (7 U.S.C. 2017) is amended in subsection (b), by
15 striking “, whether through coupons, access devices,
16 or otherwise”.

17 (7) Section 9 of the Food Stamp Act of 1977
18 (7 U.S.C. 2018) is amended—

19 (A) by striking “coupons” each place it ap-
20 pears and inserting “benefits”; and

21 (B) in subsection (a)—

22 (i) in paragraph (1), by striking “cou-
23 pon” and inserting “benefit”; and

24 (ii) in paragraph (3), by striking
25 “coupons, or to redeem,”.

1 (8) Section 10 of the Food Stamp Act of 1977
2 (7 U.S.C. 2019) is amended—

3 (A) by striking the section designation and
4 heading and all that follows through “Regula-
5 tions” and inserting the following:”

6 **”SEC. 10. REDEMPTION OF PRO-**
7 **GRAM BENEFITS.**

8 “Regulations”; and

9 (B) by striking “coupons” each place it ap-
10 pears and inserting “benefits”.

11 (9) Section 11 of the Food Stamp Act of 1977
12 (7 U.S.C. 2020) is amended—

13 (A) in subsection (e)—

14 (i) in paragraph (15), by striking
15 “when using its authorization card in order
16 to receive its coupons” and inserting
17 “when receiving benefits”; and

18 (ii) in paragraph (19), by striking
19 “that,” and all that follows through “para-
20 graph;” and inserting “that eligible house-
21 holds may be required to present photo-
22 graphic identification cards in order to re-
23 ceive their benefits.”;

24 (B) in subsection (h), by striking “coupon
25 or coupons” and inserting “benefits”;

1 (C) by striking “coupon” each place it ap-
2 pears and inserting “benefit”; and

3 (D) by striking “coupons” each place it
4 appears and inserting “benefits”.

5 (10) Section 13 of the Food Stamp Act of 1977
6 (7 U.S.C. 2022) is amended by striking “coupons”
7 each place it appears and inserting “benefits”.

8 (11) Section 15 of the Food Stamp Act of 1977
9 (7 U.S.C. 2024) is amended—

10 (A) in subsection (a), by striking “cou-
11 pons” and inserting “benefits”;

12 (B) in subsection (b)(1)—

13 (i) by striking “coupons” each place it
14 appears and inserting “benefits”;

15 (ii) by striking “coupons or authoriza-
16 tion cards” and inserting “benefits”; and

17 (iii) by striking “access device” each
18 place it appears and inserting “benefit”;

19 (C) in subsection (c), by striking “cou-
20 pons” each place it appears and inserting “ben-
21 efits”;

22 (D) in subsection (d), by striking “Cou-
23 pons” and inserting “Benefits”;

1 (E) in subsections (e) and (f), by striking
2 “coupon” each place it appears and inserting
3 “benefit”; and

4 (F) in subsection (g) by striking “coupon,
5 authorization cards or access devices” and in-
6 serting “benefits”; and

7 (12) Section 16(a) of the Food Stamp Act 1977
8 (7 U.S.C. 2025(a)) is amended by striking “cou-
9 pons” each place it appears and inserting “benefits”.

10 (13) Section 17 of the Food Stamp Act 1977
11 (7 U.S.C. 2026) is amended—

12 (A) in subsection (a)(2), by striking “cou-
13 pon” and inserting “benefit”;

14 (B) in subsection (b)(1)—

15 (i) in subparagraph (B)(v)—

16 (I) by striking “countersigned
17 food coupons or similar”; and

18 (II) by striking “food coupons”
19 and inserting “EBT cards; and

20 (ii) in subparagraph (C)(i)(I) by strik-
21 ing “coupons” and inserting “EBT cards”;

22 and

23 (C) in subsection (j), by striking “coupon”
24 and inserting “benefit”.

1 (14) Section 21 of the food stamp act 1977 (7
2 u.s.c. 2030) is amended—

3 (A) in subsection (d)(3)—

4 (i) by striking “food coupons” and in-
5 serting “benefits”; and

6 (ii) by striking “food stamp benefits”
7 and inserting “program benefits”.

8 (15) Section 22 of the food stamp act 1977 (7
9 u.s.c. 2031) is amended—

10 (A) by striking “food coupons” each place
11 it appears and inserting “benefits”;

12 (B) by striking “coupons” each place it ap-
13 pears and inserting “benefits”; and

14 (C) in subsection (g)(1)(A), by striking
15 “coupon” and inserting “benefit”.

16 **[(c) CONFORMING CROSS-REFERENCES.—]**

17 **[(1) IN GENERAL.—]**

18 **[(A) USE OF TERMS.—**Each provision of
19 law described in subparagraph (B) is amended
20 (as applicable)—**]**

21 **[(i) by striking “coupons” each place**
22 it appears and inserting “benefits”;**]**

23 **[(ii) by striking “coupon” each place**
24 it appears and inserting “benefit”;**]**

1 **[(iii) by striking “food coupons” each**
2 **place it appears and inserting “benefits”];]**

3 **[(iv) in each section heading, by strik-**
4 **ing “food coupons” each place it appears**
5 **and inserting “benefits”];]**

6 **[(v) by striking “food stamp coupon”**
7 **and “food stamp coupons” each place they**
8 **appear and inserting “benefits”; and]**

9 **[(vi) by striking “food stamps” each**
10 **place it appears and inserting “benefits”].]**

11 **[(B) PROVISIONS OF LAW.—The provi-**
12 **sions of law referred to in subparagraph (A) are**
13 **the following:]**

14 **[(i) Section 2 of Public Law 103-205**
15 **(7 U.S.C. 2012 note).]**

16 **[(ii) Section 1956(c)(7)(D) of title**
17 **18, United States Code.]**

18 **[(iii) Titles II through XIX of the So-**
19 **cial Security Act (42 U.S.C. 401 et seq.),**
20 **.]**

21 **[(iv) Section 401(b)(3) of the Social**
22 **Security Amendments of 1972 (42 U.S.C.**
23 **1382e note).]**

1 【(v) The Robert T. Stafford Disaster
2 Relief and Emergency Assistance Act (42
3 U.S.C. 5121 et seq.).】

4 【(vi) Section 802(d)(2)(A)(i)(II) of
5 the Cranston-Gonzalez National Affordable
6 Housing Act (42 U.S.C.
7 8011(d)(2)(A)(i)(II)).】

8 【(2) DEFINITION REFERENCES.—Any reference
9 in any Federal, State, tribal, or local law (including
10 regulations) to a “coupon”, “authorization card”, or
11 other access device provided under the Food Stamp
12 Act 1977 (7 U.S.C. 2011 et seq.) shall be considered
13 to be a reference to “benefits” provided under that
14 Act.】

15 **SEC. 4009. ALLOW FOR THE ACCRUAL OF BENEFITS.**

16 Section 7(i) of the Food Stamp Act (7 U.S.C.
17 2016(i)) is amended by adding at the end the following:

18 “(12) RECOVERING ELECTRONIC BENEFITS.—
19 “(A) A State agency may establish a pro-
20 cedure for recovering electronic benefits from a
21 household’s account because of inactivity in the
22 account after the household has not accessed
23 the account for lesser of—

24 “(i) 3 months during which the
25 account has continuously had a bal-

1 ance in excess of \$1,000, adjusted for
2 changes in the thrifty food plan since
3 June 2007; or

4 “(ii) 12 months.

5 “(B) A household whose benefits are taken
6 off-line under subparagraph (A) shall receive
7 notice and shall have the benefits made avail-
8 able again upon request for a period of not less
9 than 12 months.”.

10 **SEC. 4010. STATE OPTION FOR TELEPHONIC SIGNATURE.**

11 Section 11(e)(2)(C) of the Food Stamp Act of 1977
12 (7 U.S.C. 2020(e)(2)(C)) is amended by adding at the end
13 the following: “A State agency may establish a system by
14 which an applicant household may sign an application
15 through a recorded verbal assent over the telephone. Any
16 such system shall—

17 “(i) record for future reference the
18 household member’s verbal assent and the
19 information to which assent was given;

20 “(ii) include effective safeguards
21 against impersonation, identity theft, or in-
22 vasions of privacy;

23 “(iii) not deny or interfere with the
24 right of the household to apply in writing;

1 “(iv) promptly send the household
2 member a written copy of the signed appli-
3 cation, with instructions on a simple proce-
4 dure for correcting any errors or omissions
5 and return with signed confirmation;

6 “(v) comply with paragraph (1)(B);

7 “(vi) satisfy all requirements for a
8 signature on an application under this Act
9 and other laws applicable to the food and
10 nutrition assistance program, with the date
11 on which the household member provides
12 verbal assent effective as the date of appli-
13 cation for all purposes; and

14 “(vii) comply with such other stand-
15 ards as the Secretary may establish.”.

16 **SEC. 4011. REVIEW OF MAJOR CHANGES IN PROGRAM DE-**
17 **SIGN.**

18 (a) PROHIBITION.—Section 11(e)(6) of the Food
19 Stamp Act of 1977 (7 U.S.C. 2020(e)(6)(B)) is amended
20 by striking subparagraph (B) and inserting the following:

21 “(B) only State employees employed in ac-
22 cordance with the current standards for a Merit
23 System of Personnel Administration, or any
24 standards later prescribed by the Office of Per-
25 sonnel Management pursuant to section 208 of

1 the Intergovernmental Personnel Act of 1970
2 (42 U.S.C. 4728) modifying or superseding
3 such standards relating to the establishment
4 and maintenance of personnel standards on a
5 merit basis, shall—

6 “(i) represent the State agency in any
7 official communications with a prospective
8 applicant, applicant, or recipient household
9 regarding their application or participa-
10 tion, except that a nonprofit organization
11 may assist a household under paragraph
12 (1);

13 “(ii) participate in making any deter-
14 minations relating to a household’s sub-
15 stantive or procedural compliance with the
16 requirements of this Act or implementing
17 regulations, including the adequacy of the
18 household’s application or of verification of
19 other information the household has sub-
20 mitted in support of that application; or

21 “(iii) perform any other acts or par-
22 ticipate in making any other determina-
23 tions required under this subsection.”.

24 (b) WAIVERS.—Section 17(b)(1)(B)(iv)(III)(ff) of the
25 Food Stamp Act of 1977 (7 U.S.C.

1 2026(b)(1)(B)(iv)(III)(ff)) is amended by inserting “or
2 11(e)(6)(B)” before the semicolon at the end.

3 (c) PROJECTS.—Section 26(f)(3)(E) of the Food
4 Stamp Act of 1977 (7 U.S.C. 2035(f)(3)(E)) is amended
5 by inserting “(6)(B),” after “paragraphs”.

6 **SEC. 4012. GRANTS FOR SIMPLE APPLICATION AND ELIGI-**
7 **BILITY DETERMINATION SYSTEMS AND IM-**
8 **PROVED ACCESS TO BENEFITS.**

9 Section 11(t)(1) of the Food Stamp Act of 1977 (7
10 U.S.C. 2020(t)(1)) is amended by striking “2007” and in-
11 serting “2012”.

12 **SEC. 4013. CIVIL MONEY PENALTIES AND DISQUALIFICA-**
13 **TION OF RETAIL FOOD STORES AND WHOLE-**
14 **SALE FOOD CONCERNS.**

15 Section 12 of the Food Stamp Act (7 U.S.C. 2021)
16 is amended—

17 (1) by striking the section heading and all that
18 follows through “(a) Any approved”, and inserting
19 the following:

20 **“SEC. 12. CIVIL MONEY PENALTIES AND DISQUALIFICATION**
21 **OF RETAIL FOOD STORES AND WHOLESALE**
22 **FOOD CONCERNS.**

23 “(a) DISQUALIFICATION.—

24 “(1) IN GENERAL.—An approved”;

25 (2) in subsection (a)—

1 (A) in the 1st sentence by striking
2 “\$10,000 for each violation” and all that fol-
3 lows through the period at the end, and insert-
4 ing “\$100,000 for each violation.”; and

5 (B) in the 2d sentence—

6 (i) by striking “Regulations” and in-
7 serting the following:

8 “(2) REGULATIONS.—”;

9 (ii) by striking “violation and” and in-
10 serting “violation of”;

11 (iii) by inserting a comma after “dis-
12 qualification of”; and

13 (iv) by striking “a retail store” and
14 inserting “and the assessment of a civil
15 money penalty against, a retail store”;

16 (3) in subsection (b)—

17 (A) by striking “(b) DISQUALIFICATION.—
18 ” and inserting the following:

19 “(b) PERIOD OF DISQUALIFICATION.—Subject to
20 subsection (c), a disqualification”;

21 (B) in paragraph (1) by striking “of no
22 less than six months nor more than five years”
23 and inserting “not to exceed five years”;

1 (C) in paragraph (2) by striking “of no
2 less than twelve months nor more than ten
3 years” and inserting “not to exceed ten years.”;

4 (D) in paragraph (3)—

5 (i) in subparagraph (B)—

6 (I) by striking “coupons or traf-
7 ficking in coupons or authorization
8 cards” each place it appears, and in-
9 serting “program access devices or
10 benefit instruments or trafficking in
11 program access devices or benefit in-
12 struments”; and

13 (II) by inserting “or a finding of
14 the unauthorized redemption, use,
15 transfer, acquisition, alteration, or
16 possession of program benefits or ac-
17 cess devices” after “concern” the 1st
18 place it appears;

19 (4) in paragraph (3)(C) by striking “and” at
20 the end;

21 (5) in subsection (c)—

22 (A) by striking “(c) The action” and in-
23 serting the following:

24 “(c) TREATMENT OF DISQUALIFICATION AND PEN-
25 ALTY DETERMINATIONS.—

1 “(1) REVIEW.—The action”; and

2 (B) by striking “coupons” and inserting
3 “benefits”;

4 (6) in subsection (d) by striking “coupons” in
5 each place it appears and inserting “benefits”;

6 (7) in subsection (f) by striking “food coupons”
7 and inserting “benefits”;

8 (8) by redesignating subsection (c) through (g)
9 as subsection (d) through (h), respectively;

10 (9) inserting after subsection (b) the following:

11 “(c) In addition to a disqualification under subsection
12 (b), the Secretary may assess a civil monetary penalty of
13 up to \$100,000;” and

14 (10) by adding at the end:

15 “(i) The Secretary shall, in consultation with the In-
16 spector General of the Department of Agriculture, provide
17 for procedures by which the processing of program benefit
18 redemptions for certain retailer food stores and wholesale
19 food concerns may be immediately suspended pending ad-
20 ministrative action to disqualify such a firm. Under the
21 procedures prescribed pursuant to this subsection, if the
22 Secretary, in consultation with the Inspector General, de-
23 termines that a retail food store or wholesale food concern
24 is engaged in flagrant violations of this Act or the regula-
25 tions issued pursuant to this Act, unsettled program bene-

1 fits that have been redeemed by the retail food store or
2 wholesale food concern may be suspended and, if the pro-
3 gram disqualification is upheld, subject to forfeiture pur-
4 suant to section 12(g). Should the disqualification action
5 not be upheld, program funds being held by the Secretary
6 shall be released to the retailer. The Secretary shall not
7 be liable for the value of any interest on funds suspended
8 under this subsection.”.

9 **SEC. 4014. PREVENTING MAJOR SYSTEMS FAILURES.**

10 Section 13(b) of the Food Stamp Act of 1977 (7
11 U.S.C. 2022(b)) is amended by adding at the end the fol-
12 lowing:

13 “(5) OVER ISSUANCES CAUSED BY SYSTEMIC
14 STATE ERRORS.—

15 “(A) IN GENERAL.—If the Secretary deter-
16 mines that a State agency over issued benefits
17 to a substantial number of households in a fis-
18 cal year as a result of a systemic error by the
19 State agency, the Secretary may prohibit the
20 State agency from collecting these over
21 issuances from households.

22 “(B) PROCEDURES.—

23 “(i) INFORMATION REPORTING BY
24 STATES.—Every State agency shall provide
25 to the Secretary all information requested

1 by the Secretary concerning the issuance of
2 benefits to household by the State agency
3 in the applicable fiscal year.

4 “(ii) FINAL DETERMINATION.—After
5 reviewing relevant information provided by
6 a State agency, the Secretary shall make a
7 final determination

8 “(I) whether the State agency
9 over issued benefits to a substantial
10 number of households as a result of a
11 systemic error in the applicable fiscal
12 year; and

13 “(II) as to the amount of the
14 over issuance in the applicable fiscal
15 year for which the State agency is lia-
16 ble.

17 “(iii) ESTABLISHING A CLAIM.—Upon
18 determining under clause (ii) that a State
19 agency has systemically over issued bene-
20 fits to households as described under sec-
21 tion (A), the Secretary shall establish a
22 claim against the State agency equal to the
23 value of the over issuance caused by the
24 systemic error.

1 “(iv) ADMINISTRATIVE AND JUDICIAL
2 REVIEW.—Administrative and judicial re-
3 view, as provided in section 14, shall apply
4 to the final determinations by the Sec-
5 retary under subclauses (I) and II) of
6 clause (ii).

7 “(v) REMISSION TO THE SEC-
8 RETARY.—

9 “(I) DETERMINATION NOT AP-
10 PEALD.—If the determination of the
11 Secretary under clause (ii) is not ap-
12 pealed, the State agency shall, as soon
13 as practicable, remit to the Secretary
14 the dollar amount specified in the
15 claim under clause (iii).

16 “(II) DETERMINATION AP-
17 PEALD.—If the determination of the
18 Secretary under clause (ii) is ap-
19 pealed, upon completion of adminis-
20 trative and judicial review under
21 clause (iv), and a finding of liability
22 on the part of the State, the appealing
23 State agency shall, as soon as prac-
24 ticable, remit to the Secretary a dollar

1 amount subject to the finding of the
2 administrative and judicial review.

3 “(vi) ALTERNATIVE METHOD OF COL-
4 LECTION.—

5 “(I) IN GENERAL.—If a state
6 agency fails to make a payment under
7 clause (v) within a reasonable period
8 of time, as determined by the Sec-
9 retary, the Secretary may reduce any
10 amount due to the State agency under
11 any other provision of this Act by the
12 amount due.

13 “(II) ACCRUAL OF INTEREST.—
14 During the period of time determined
15 by the Secretary to be reasonable
16 under subclause (I), interest in the
17 amount owed shall not accrue.

18 “(vii) LIMITATION.—Any liability
19 amount established under section
20 16(c)(1)(C) shall be reduced by the
21 amount of the claim established under this
22 subparagraph.”.

1 **SEC. 4015. FUNDING OF EMPLOYMENT AND TRAINING PRO-**
2 **GRAMS.**

3 Section 16(h)(1) of the Food Stamp Act of 1977 (7
4 U.S.C. 2025(h)(1)) is amended—

5 (1) in subparagraph (A)(vi)(II) by striking “fis-
6 cal years 2002 through 2007” and inserting “fiscal
7 years 2008 through 2012”; and

8 (2) in subparagraph (E)(i) by striking “fiscal
9 years 2002 through 2007” and inserting “fiscal
10 years 2008 through 2012”.

11 **SEC. 4016. REDUCTIONS IN PAYMENTS FOR ADMINISTRA-**
12 **TIVE COSTS.**

13 Section 16(k)(3) of the Food Stamp Act of 1977 (7
14 U.S.C. 2025(k)(3)) is amended—

15 (1) in subparagraph (A) by striking “2007”
16 and inserting “2012”; and

17 (2) in subparagraph (B)(ii) by striking “2007”
18 and inserting “2012”.

19 **SEC. 4017. RESEARCH PROJECTS.**

20 Section 17(b)(1)(B)(vi) of the Food Stamp Act of
21 1977 (7 U.S.C. 2026(b)(1)(B)(vi)) is amended by striking
22 “2007” and inserting “2012”.

23 **SEC. 4018. AUTHORIZATION OF APPROPRIATIONS.**

24 Section 18(a)(1) of the Food Stamp Act of 1977 (7
25 U.S.C. 2027(a)(1)) is amended by striking “2003 through
26 2007” and inserting “2008 through 2012”.

1 **SEC. 4019. CONSOLIDATED BLOCK GRANTS FOR PUERTO**
2 **RICO AND AMERICAN SAMOA.**

3 Section 19(a)(2) of the Food Stamp Act of 1977 (7
4 U.S.C. 2028(a)(2)) is amended in subparagraph (A)(ii) by
5 striking “2007” and inserting “2012”.

6 **SEC. 4020. STUDY ON COMPARABLE ACCESS TO FOOD**
7 **STAMP BENEFITS FOR PUERTO RICO.**

8 Section 19 of the Food Stamp Act of 1977 (7 U.S.C.
9 2028) is amended by adding at the end the following:

10 “(e) STUDY.—The Secretary shall conduct a study of
11 the feasibility and effects of including the Commonwealth
12 of Puerto Rico under section 3(m), in lieu of the block
13 grant under this section. The study shall include—

14 “(1) an assessment of the administrative, finan-
15 cial management, and other changes that would be
16 required by the Commonwealth to establish a com-
17 parable food stamp program;

18 “(2) a discussion of the appropriate program
19 rules under the other sections of the Act, such as
20 benefit levels under section 3(o), income eligibility
21 standards under section 5(c), and deduction levels
22 under section 5(e), for the Commonwealth to estab-
23 lish a comparable food stamp program;

24 “(3) an estimate of the impact on Federal and
25 Commonwealth benefit and administrative costs;

1 “(4) an estimate of the impact of the food
2 stamp program on hunger and food insecurity
3 among low-income Puerto Ricans, and

4 “(5) such other findings as the Secretary deems
5 appropriate.”.

6 **SEC. 4021. REAUTHORIZATION OF AND INCREASED FUND-**
7 **ING FOR COMMUNITY FOOD PROJECT COM-**
8 **PETITIVE GRANTS.**

9 (a) **AUTHORITY TO PROVIDE ASSISTANCE.**—Section
10 25(b) of the Food Stamp Act of 1977 (7 U.S.C. 2034(b))
11 is amended in subsection (b)(2) to read as follows—

12 “(2) **LIMITATION ON GRANTS.**—The total
13 amount of funds provided as grants under this sec-
14 tion may not exceed \$30,000,000 for each of fiscal
15 years 2008 through 2012.”

16 (b) **PREFERENCE FOR CERTAIN PROJECTS.**—Section
17 25(d) of the Food Stamp Act of 1977 (7 U.S.C. 2034(d))
18 is amended—

19 (1) in paragraph (3) by striking “or” at the
20 end;

21 (2) in paragraph (4) by striking the period at
22 the end and inserting “; or” ; and

23 (3) by adding at the end the following:

24 “(5) serve special project needs in areas of—

1 “(A) transportation and processing for ex-
2 panding institutional and emergency food serv-
3 ice demand for local food;

4 “(B) retail access to healthy foods in un-
5 derserved markets;

6 “(C) integration of urban and metro-area
7 food production in food projects; and

8 “(D) technical assistance for youth, so-
9 cially disadvantaged individuals, and limited re-
10 source groups.”.

11 (c) MATCHING FUNDS REQUIREMENTS.—Section
12 25(e)(1) of the Food Stamp Act of 1977 (7 U.S.C.
13 2034(e)(1)) is amended by striking “50” and inserting
14 “75”.

15 (d) TERM OF GRANT.—Section 25(f)(2) of the Food
16 Stamp Act of 1977 (7 U.S.C. 2034(f)(2)) is amended by
17 striking “3” and inserting “5”.

18 (e) FUNDING.—Section 25(h)(4) of the Food Stamp
19 Act of 1977 (7 U.S.C. 2034(h)(4)) is amended—

20 (1) by striking “fiscal years 2003 through
21 2007” and inserting “fiscal years 2008 through
22 2012”; and

23 (2) by striking “\$200,000” and inserting
24 “\$500,000”.

1 **Subtitle B—Commodity**
2 **Distribution**

3 **SEC. 4201. AUTHORIZATION OF APPROPRIATIONS.**

4 Section 204(a)(1) of the Emergency Food Assistance
5 Act of 1983 (7 U.S.C. 7508(a)(1)) is amended by striking
6 “There are authorized to be appropriated \$60,000,000 for
7 each of the fiscal years 2003 through 2007,” and inserting
8 “There are authorized to be appropriated \$100,000,000
9 for each of the fiscal years 2008 through 2012,”.

10 **SEC. 4202. CONTINGENT FUNDS RELATING TO COMMOD-**
11 **ITIES FOR THE EMERGENCY FOOD ASSIST-**
12 **ANCE PROGRAM.**

13 In title XI of this Act—

14 (1) if a change in law or laws not pertaining to
15 section 27(a) of the Food Stamp Act of 1977 (7
16 U.S.C. 2036(a)) reduces outlays and/or increases in
17 revenue by an amount sufficient to offset the in-
18 creased outlays that would occur over the period of
19 fiscal years 2007 through 2012 and the period of
20 fiscal years 2007 through 2017 if total funding for
21 the program were increased as provided in the
22 amendment made by paragraph (3) for fiscal years
23 2008 through 2012 (as estimated by the House
24 Committee on Budget at the time of this Act); and

1 (2) if such reductions in outlays or increases in
2 revenue in paragraph (1) are specifically and exclu-
3 sively dedicated to fully offsetting the increase in
4 total outlays that would occur if paragraph (3) of
5 this section were to take effect; then

6 (3) section (27)(a) of the Food Stamp Act of
7 1977 (7 U.S.C. 2036(a)) is amended by—

8 (1) by striking “(a) purchase of commodities”
9 and all that follows through through 2007’ and in-
10 sserting the following:

11 “(a) PURCHASE OF COMMODITIES.—

12 “(1) IN GENERAL.—As provided in paragraph
13 (2), for each of the fiscal years 2008 through 2012”;

14 (2) by striking \$140,000,000 of”; and

15 (3) by adding at the end the following:

16 “(2) AMOUNTS.—The following amounts are
17 made available to carry out this subsection:

18 “(A) for fiscal year 2008, \$250,000,000;

19 and

20 “(B) for each of the fiscal years 2009
21 through 2012, the dollar amount of commod-
22 ities available in the immediately preceding fis-
23 cal year adjusted by the percentage by which
24 the thrifty food plan has been adjusted under
25 section 3(o)(4) between June 30, 2007 and

1 June 30 of the immediately preceding fiscal
2 year.”.

3 **SEC. 4203. DISTRIBUTION OF SURPLUS COMMODITIES; SPE-**
4 **CIAL NUTRITION PROJECTS.**

5 Section 114(a)(2)(A) of the Agriculture and Food
6 Act of 1981 (7 U.S.C. 1431e(a)(2)(A)) is amended by
7 striking “2007” and inserting “2012”.

8 **SEC. 4204. COMMODITY DISTRIBUTION PROGRAM.**

9 (a) COMMODITY DISTRIBUTION PROGRAM.—Section
10 4 of the Agriculture and Consumer Protection Act of 1973
11 (7 U.S.C. 612c note) is amended by striking “2007” and
12 inserting “2012”.

13 (b) COMMODITY SUPPLEMENTAL FOOD PROGRAM.—
14 Section 5 of the Agriculture and Consumer Protection Act
15 (7 U.S.C. 612c note) is amended—

16 (1) in subsection (a)—

17 (A) in paragraph (1) by striking “2003
18 through 2007” and inserting “for fiscal year
19 2008 and each year thereafter”; and

20 (B) in paragraph (2)—

21 (i) in the heading by striking “FISCAL
22 YEAR 2003” and inserting “FISCAL YEAR
23 2008”;

24 (ii) in subparagraph (A)—

1 (I) by striking “2001” and in-
2 sserting “2006”;

3 (II) in clause (i) by striking “pe-
4 riod ending June 30, 2001” and in-
5 sserting “period ending June 30,
6 2006”; and

7 (III) in clause (ii) by striking
8 “period ending June 30, 2002” and
9 inserting “period ending June 20,
10 2007”; and

11 (iii) in subparagraph (B)—

12 (I) in the heading by striking in
13 “FISCAL YEARS 2004 THROUGH 2007”
14 and inserting “FISCAL YEAR 2008
15 THROUGH 2012”; and

16 (II) by striking “2004 though
17 2007” and inserting “2008 through
18 2012”;

19 (2) in subsection (d)(2) by inserting “and for
20 each year thereafter” after “2007”;

21 (3) by striking subsection (g) and inserting the
22 following:

23 “(g) USE OF RESOURCES.—Each local agency shall
24 use funds made available to the agency to provide assist-
25 ance under the program to low-income elderly individuals,

1 women, infants, and children in need for food assistance
2 in accordance with such regulations as the Secretary may
3 prescribe.”;

4 (4) in paragraphs (2) and (3) of subsection (h)
5 by inserting “elderly individuals,” before “preg-
6 nant”;

7 (5) by adding at the end the following;

8 “(m) INCOME ELIGIBILITY STANDARDS.—The Sec-
9 retary shall establish maximum income eligibility stand-
10 ards to be used in conjunction with such other risk criteria
11 as may be appropriate in determining eligibility for the
12 program. Such income standards shall be the same for all
13 pregnant, postpartum, and breastfeeding women, for in-
14 fants, for children, and for elderly individuals qualifying
15 for the program, and shall not exceed the maximum in-
16 come limit prescribed under Section 17(d)(2)(A)(i) of the
17 Children Nutrition Action (42 U.S.C. 1786(d)(2)(A)(i)).”.

18 **Subtitle C—Child Nutrition and** 19 **Related Programs**

20 **SEC. 4301. EXPANSION OF DOD FRESH PROGRAM.**

21 Section 32 of the Act of August 24, 1935 (7 U.S.C.
22 612c) is amended by inserting after the 6th sentence, the
23 following: “Of the funds available, the Secretary of Agri-
24 culture shall expend not less than \$50,000,000 for fiscal
25 year 2008, \$75,000,000 for both fiscal years 2009 and

1 2010, \$100,000,000 for fiscal year 2011, and
2 \$125,000,000 for fiscal year 2012 for the purchase of
3 fresh fruits and vegetables for distribution to schools and
4 service institutions in accordance with section 6(a) of the
5 Richard B. Russell National School Lunch Act (42 U.S.C.
6 1755(a)).”.

7 **SEC. 4302. EXPANSION OF FRESH FRUIT AND VEGETABLE**
8 **PROGRAM.**

9 (a) FRESH FRUIT AND VEGETABLE PROGRAM.—Sec-
10 tion 18 of the Richard B. Russell National School Lunch
11 Act (42 U.S.C. 1769) is amended in subsection (g)—

12 (1) in paragraph (1), in the matter preceding
13 subparagraph (A), by striking “July 2004” and in-
14 serting “July 2007”;

15 (2) in paragraph (5), in each of subparagraphs
16 (A) and (B), by striking “2008” and inserting
17 “2012”; and

18 (3) in paragraph (6)(B)—

19 (A) in clause (i) by striking “October 1,
20 2004, and on each October 1 thereafter,” and
21 inserting “October 1, 2007, and on each Octo-
22 ber 1 thereafter,”; and

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

24 “(iii) ADMINISTRATIVE EXPENSES.—

25 For fiscal year 2008 and each fiscal year

1 thereafter, of the amount available to carry
2 out this subsection, the Secretary may re-
3 serve not more than 1 percent of that
4 amount for administrative expenses in car-
5 rying out this subsection.

6 “(iv) STATE ADMINISTRATIVE
7 COSTS.—For fiscal year 2008 and each fis-
8 cal year thereafter, of the amount received
9 by a State to carry out this subsection, the
10 State may use not more than 5 percent of
11 that amount for administrative expenses in
12 carrying out this subsection. To be eligible
13 to use such funds for such expenses, the
14 State must submit to the Secretary a plan
15 indicating how the State intends to use
16 such funds.

17 “(v) FEDERAL REQUIREMENTS.—The
18 Secretary shall establish requirements to
19 be followed by States in administering this
20 subsection. The initial set of requirements
21 shall be established not later than 1 year
22 after the date of the enactment of this
23 clause.”.

24 (b) CONTINGENT FUNDING AMENDMENT.—In title
25 XI of this Act—

1 (1) if changes to law not pertaining to the fresh
2 fruit and vegetable program reduces outlays and/or
3 increases revenue by an amount sufficient to offset
4 the increased outlays that would occur over the pe-
5 riod of fiscal years 2007 through 2012 and the pe-
6 riod of fiscal years 2007 through 2017, if total fund-
7 ing for the fresh fruit and vegetable program were
8 increased to \$100,000,000 in each of the fiscal years
9 2008 through 2012 (as estimated by the Committee
10 on the Budget of the House of Representatives at
11 the time of the enactment of this Act); and

12 (2) if such reductions in outlays or increases in
13 revenue in paragraph (1) are specifically and exclu-
14 sively dedicated to increasing funding for fresh fruit
15 and vegetable program from the amount specified in
16 the amendment made by paragraph (3) to
17 \$100,000,000 in each of fiscal years 2008 through
18 2012; then

19 (3) section 18 of the Richard B. Russell Na-
20 tional School Lunch Act (42 U.S.C. 1769) is amend-
21 ed in subsection (g)—

22 (A) in paragraph (1), by amending sub-
23 paragraphs (A) and (B) to read as follows:

24 “(A) 50 elementary or secondary schools in
25 each State;

1 “(B) additional elementary or secondary
2 schools in each State in proportion to the stu-
3 dent population of the State; and”;

4 (B) in paragraph (3)(A), by striking
5 “paragraph (1)(B)” and inserting “paragraph
6 (1)”; and

7 (C) in paragraph (6)(B)(i), by striking
8 “\$9,000,000” and inserting “\$100,000,000”.

9 **Subtitle D—Miscellaneous**

10 **SEC. 4401. SENIORS FARMERS’ MARKET NUTRITION PRO-** 11 **GRAM.**

12 (a) AMENDMENT.—Section 4402 of the Farm Secu-
13 rity and Rural Investment Act of 2002 (7 U.S.C. 3007)
14 is amended—

15 (1) by amending subsection (a) to read as fol-
16 lows:

17 “ (a) AUTHORIZATION.—

18 “(1) The Secretary of Agriculture shall use
19 \$15,000,000 for each of fiscal years 2008 through
20 2012 of the funds available to the Commodity Credit
21 Corporation to carry out and expand the seniors
22 farmers’ market nutrition program.

23 “(2) There are authorized to use up to
24 \$20,000,000 for fiscal year 2008, \$30,000,000 for
25 fiscal year 2009, \$45,000,000 for fiscal year 2010,

1 \$60,000,000 for fiscal year 2011, and \$75,000,000
2 for fiscal year 2012 to carry out and expand the
3 seniors farmers' market nutrition program.”;

4 (2) in subsection (b)(1) by inserting “honey,”
5 after “vegetables,”;

6 (3) by amending subsection (c) to read as fol-
7 lows:

8 “(c) EXCLUSION OF BENEFITS IN DETERMINING
9 ELIGIBILITY FOR OTHER PROGRAMS.—The value of any
10 benefit provided to any eligible seniors farmers' market
11 nutrition program recipient under this section shall not
12 be considered to be income or resources for any purposes
13 under any Federal, State, or local law.”; and

14 (4) by adding at the end the following:

15 “(d) PROHIBITION ON COLLECTION OF SALES
16 TAX.—The State shall ensure that no State or local taxes
17 are collected within the State on purchases of food with
18 coupons distributed under the seniors farmers' market nu-
19 trition program.

20 “(e) REGULATIONS.—The Secretary may issue such
21 regulations as the Secretary considers necessary to carry
22 out the seniors farmers' market nutrition program.”.

1 **SEC. 4402. CONGRESSIONAL HUNGER CENTER.**

2 Section 4404 of the Farm Security and Rural Invest-
3 ment Act of 2002 (7 U.S.C. 1621 note) is amended to
4 read as follows:

5 **“SEC. 4404. BILL EMERSON NATIONAL HUNGER FELLOWS**
6 **AND MICKEY LELAND INTERNATIONAL HUN-**
7 **GER FELLOWS.**

8 “(a) **SHORT TITLE.**—This section may be cited as the
9 ‘Bill Emerson National Hunger Fellows and Mickey Le-
10 land International Hunger Fellows Program Act of 2007’.

11 “(b) **FINDINGS.**—The Congress finds as follows:

12 “(1) There is a critical need for compassionate
13 individuals who are committed to assisting people
14 who suffer from hunger to initiate and administer
15 solutions to the hunger problem.

16 “(2) Bill Emerson, the distinguished late Rep-
17 resentative from the 8th District of Missouri, dem-
18 onstrated his commitment to solving the problem of
19 hunger in a bipartisan manner, his commitment to
20 public service, and his great affection for the institu-
21 tion and ideals of the Congress of the United States.

22 “(3) George T. (Mickey) Leland, the distin-
23 guished late Representative from the 18th District
24 of Texas, demonstrated his compassion for those in
25 need, his high regard for public service, and his live-
26 ly exercise of political talents.

1 “(4) The special concern that Mr. Emerson and
2 Mr. Leland demonstrated during their lives for the
3 hungry and poor was an inspiration for others to
4 work toward the goals of equality and justice for all.

5 “(5) These two outstanding leaders maintained
6 a special bond of friendship regardless of political af-
7 filiation and worked together to encourage future
8 leaders to recognize and provide service to others,
9 and therefore it is especially appropriate to honor
10 the memory of Mr. Emerson and Mr. Leland by cre-
11 ating a fellowship program to develop and train the
12 future leaders of the United States to pursue careers
13 in humanitarian service.

14 “(c) DEFINITIONS.—In this section:

15 “(1) ADMINISTRATOR.—The term ‘Adminis-
16 trator’ means—

17 “(A) if the Secretary of Agriculture enters
18 into a contract described in subsection (d)(3),
19 the head of the Congressional Hunger Center;
20 or

21 “(B) if the Secretary does not enter into
22 such a contract, the Secretary.

23 “(2) FELLOW.—The term ‘fellow’ means—

24 “(A) a Bill Emerson Hunger Fellow; or

25 “(B) a Mickey Leland Hunger Fellow

1 “(3) FELLOWSHIP PROGRAMS.—The term ‘Fel-
2 lowship Programs’ means the Bill Emerson National
3 Hunger Fellowship Program and the Mickey Leland
4 International Hunger Fellowship Program estab-
5 lished by subsection (d).

6 “(d) FELLOWSHIP PROGRAM.—There is established
7 in the Department of Agriculture the Bill Emerson Na-
8 tional Hunger Fellowship Program and the Mickey Leland
9 International Hunger Fellowship Program.

10 “(1) PURPOSES.—The purposes of the Fellow-
11 ship Programs are—

12 “(A) to encourage future leaders of the
13 United States to pursue careers in humani-
14 tarian and public service, to recognize the needs
15 of low-income people and hungry people, and to
16 provide assistance to people in need; and

17 “(B) to seek public policy solutions to the
18 challenges of hunger and poverty, to provide
19 training and development opportunities for such
20 leaders through placement in programs oper-
21 ated by appropriate organizations or entities.

22 “(2) FOCUS OF PROGRAMS.—

23 “(A) FOCUS OF BILL EMERSON HUNGER
24 FELLOWSHIP PROGRAM.—The Bill Emerson

1 Hunger Fellowship Program shall address hun-
2 ger and poverty in the United States.

3 “(B) FOCUS OF MICKEY LELAND HUNGER
4 FELLOWSHIP PROGRAM.—The Mickey Leland
5 Hunger Fellowship Program shall address
6 international hunger and other humanitarian
7 needs.

8 “(3) ADMINISTRATION.—

9 “(A) IN GENERAL.—Subject to subpara-
10 graph (B), the Secretary shall offer to enter
11 into a contract with the Congressional Hunger
12 Center to administer the Fellowship Programs.

13 “(B) REQUIREMENT.—As a condition of a
14 contract described in subparagraph (A), the
15 Congressional Hunger Center shall agree to
16 submit to Congress each year the results of an
17 independent financial audit that demonstrates
18 that the Congressional Hunger Center uses ac-
19 counting procedures that conform to generally
20 accepted accounting principles and auditing
21 procedures that conform to chapter 75 of title
22 31, United States Code (commonly known as
23 the ‘Single Audit Act of 1984’).

24 “(e) FELLOWSHIPS.—

1 “(1) IN GENERAL.—The Administrator shall
2 make available Bill Emerson Hunger Fellowships
3 and Mickey Leland Hunger Fellowships in accord-
4 ance with this subsection.

5 “(2) CURRICULUM.—

6 “(A) IN GENERAL.—the fellowship pro-
7 grams shall provide experience and training to
8 develop the skills necessary to train fellows to
9 carry out the purposes described in subsection
10 (d)(1), including—

11 “(i) training in direct service pro-
12 grams for the hungry and other anti-hun-
13 ger programs in conjunction with commu-
14 nity-based organizations through a pro-
15 gram of field placement; and

16 “(ii) providing experience in policy de-
17 velopment through placement in a govern-
18 mental entity or nongovernmental, non-
19 profit, or private sector organization.

20 “(B) WORK PLAN.—To carry out subpara-
21 graph (A) and assist in the evaluation of the
22 fellowships under paragraph (6), the Adminis-
23 trator shall, for each fellow, approve a work
24 plan that identifies the target objectives for the

1 fellow in the fellowship, including specific duties
2 and responsibilities relating to those objectives.

3 “(3) PERIOD OF FELLOWSHIP.—

4 “(A) EMERSON FELLOW.—A Bill Emerson
5 Hunger Fellowship awarded under this sub-
6 section shall be for not more than 15 months.

7 “(B) LELAND FELLOW.—A Mickey Leland
8 Hunger Fellowship awarded under this sub-
9 section shall be for not more than 2 years.

10 “(4) SELECTION OF FELLOWS.—

11 “(A) IN GENERAL.—Fellowships shall be
12 awarded pursuant to a nationwide competition
13 established by the Administrator.

14 “(B) QUALIFICATIONS.—A successful pro-
15 gram applicant shall be an individual who has
16 demonstrated—

17 “(i) an intent to pursue a career in
18 humanitarian services and outstanding po-
19 tential for such a career;

20 “(ii) leadership potential or actual
21 leadership experience;

22 “(iii) diverse life experience;

23 “(iv) proficient writing and speaking
24 skills;

1 “(v) an ability to live in poor or di-
2 verse communities; and

3 “(vi) such other attributes as are con-
4 sidered to be appropriate by the Adminis-
5 trator.

6 “(5) AMOUNT OF AWARD.—

7 “(A) IN GENERAL.—A fellow shall receive
8 a living allowance during the term of the Fel-
9 lowship and, subject to subparagraph (B), an
10 end-of-service award.

11 “(B) REQUIREMENT FOR SUCCESSFUL
12 COMPLETION OF FELLOWSHIP.—Each fellow
13 shall be entitled to receive an end-of-service
14 award at an appropriate rate for each month of
15 satisfactory service completed, as determined by
16 the Administrator.

17 “(C) TERMS OF FELLOWSHIP.—A fellow
18 shall not be considered an employee of—

19 “(i) the Department of Agriculture;

20 “(ii) the Congressional Hunger Cen-
21 ter; or

22 “(iii) a host agency in the field or pol-
23 icy placement of the fellow.

24 “(D) RECOGNITION OF FELLOWSHIP
25 AWARD.—

1 “(i) EMERSON FELLOW.—An indi-
2 vidual awarded a fellowship from the Bill
3 Emerson Hunger Fellowship shall be
4 known as an ‘Emerson Fellow’.

5 “(ii) LELAND FELLOW.—An indi-
6 vidual awarded a fellowship from the Mick-
7 ey Leland Hunger Fellowship shall be
8 known as a ‘Leland Fellow’.

9 “(6) EVALUATION.—The Administrator shall
10 conduct periodic evaluations of the Fellowship Pro-
11 grams.

12 “(f) AUTHORITY.—

13 “(1) IN GENERAL.—Subject to paragraph (2),
14 in carrying out this section, the Administrator may
15 solicit, accept, use, and dispose of gifts, bequests, or
16 devises of services or property, both real and per-
17 sonal, for the purpose of facilitating the work of the
18 Fellowship Programs.

19 “(2) LIMITATION.—Gifts, bequests, or devises
20 of money and proceeds from sales of other property
21 received as gifts, bequests, or devises shall be used
22 exclusively for the purposes of the Fellowship Pro-
23 grams.

24 “(g) REPORT.—Each year, the Administrator shall
25 submit to the Committee on Agriculture of the House of

1 Representatives and the Committee on Agriculture, Nutri-
2 tion, and Forestry of the Senate a report that describes
3 the activities and expenditures of the Fellowship Programs
4 during the preceding fiscal year.

5 “(h) FUNDING.—There is authorized to be appro-
6 priated to the Secretary to carry out this section
7 \$3,000,000 for each of the fiscal years 2008 through
8 2012.”.