

**AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 1947
OFFERED BY MS. KAPTUR OF OHIO**

Page 366, after line 20, add the following:

1 **SEC. 4208. HUNGER-FREE COMMUNITIES.**

2 Section 4405 of the Food, Conservation, and Energy
3 Act of 2008 (7 U.S.C. 7517) is amended to read as fol-
4 lows:

5 **“SEC. 4405. HUNGER-FREE COMMUNITIES.**

6 “(a) IN GENERAL.—In this section:

7 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-
8 tity’ means—

9 “(A) a nonprofit organization (including
10 an emergency feeding organization);

11 “(B) an agricultural cooperative;

12 “(C) a producer network or association;

13 “(D) a community health organization;

14 “(E) a public benefit corporation;

15 “(F) an economic development corporation;

16 “(G) a farmers’ market;

17 “(H) a community-supported agriculture
18 program;

19 “(I) a buying club;

1 “(J) a retail food store participating in the
2 supplemental nutrition assistance program;

3 “(K) a State, local, or tribal agency; and

4 “(L) any other entity the Secretary des-
5 ignates.

6 “(2) EMERGENCY FEEDING ORGANIZATION.—

7 The term ‘emergency feeding organization’ has the
8 meaning given the term in section 201A of the
9 Emergency Food Assistance Act of 1983 (7 U.S.C.
10 7501).

11 “(3) SUPPLEMENTAL NUTRITION ASSISTANCE

12 PROGRAM.—The term ‘supplemental nutrition assist-
13 ance program’ means the supplemental nutrition as-
14 sistance program established under the Food and
15 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.).

16 “(b) HUNGER-FREE COMMUNITIES INCENTIVE
17 GRANTS.—

18 “(1) AUTHORIZATION.—

19 “(A) IN GENERAL.—In each of the years
20 specified in subsection (c), the Secretary shall
21 make grants to eligible entities in accordance
22 with paragraph (2).

23 “(B) FEDERAL SHARE.—The Federal
24 share of the cost of carrying out an activity

1 under this subsection shall not exceed 50 per-
2 cent of the total cost of the activity.

3 “(C) NON-FEDERAL SHARE.—

4 “(i) IN GENERAL.—The non-Federal
5 share of the cost of an activity under this
6 subsection may be provided—

7 “(I) in cash or in-kind contribu-
8 tions as determined by the Secretary,
9 including facilities, equipment, or
10 services; and

11 “(II) by a State or local govern-
12 ment or a private source.

13 “(ii) LIMITATION.—In the case of a
14 for-profit entity, the non-Federal share de-
15 scribed in clause (i) shall not include serv-
16 ices of an employee, including salaries paid
17 or expenses covered by the employer.

18 “(2) CRITERIA.—

19 “(A) IN GENERAL.—For purposes of this
20 subsection, an eligible entity is a governmental
21 agency or nonprofit organization that—

22 “(i) meets the application criteria set
23 forth by the Secretary; and

24 “(ii) proposes a project that, at a
25 minimum—

1 “(I) has the support of the State
2 agency;

3 “(II) would increase the purchase
4 of fruits and vegetables by low-income
5 consumers participating in the supple-
6 mental nutrition assistance program
7 by providing incentives at the point of
8 purchase;

9 “(III) agrees to participate in the
10 evaluation described in paragraph (4);

11 “(IV) ensures that the same
12 terms and conditions apply to pur-
13 chases made by individuals with bene-
14 fits issued under this Act and incen-
15 tives provided for in this subsection as
16 apply to purchases made by individ-
17 uals who are not members of house-
18 holds receiving benefits, such as pro-
19 vided for in section 278.2(b) of title 7,
20 Code of Federal Regulations (or a
21 successor regulation); and

22 “(V) includes effective and effi-
23 cient technologies for benefit redemp-
24 tion systems that may be replicated in
25 other for States and communities.

1 “(B) PRIORITY.—In awarding grants
2 under this section, the Secretary shall give pri-
3 ority to projects that—

4 “(i) maximize the share of funds used
5 for direct incentives to participants;

6 “(ii) use direct-to-consumer sales mar-
7 keting;

8 “(iii) demonstrate a track record of
9 designing and implementing successful nu-
10 trition incentive programs that connect
11 low-income consumers and agricultural
12 producers;

13 “(iv) provide locally or regionally pro-
14 duced fruits and vegetables;

15 “(v) are located in underserved com-
16 munities; or

17 “(vi) address other criteria as estab-
18 lished by the Secretary.

19 “(3) APPLICABILITY.—

20 “(A) IN GENERAL.—The value of any ben-
21 efit provided to a participant in any activity
22 funded under this subsection shall not be con-
23 sidered income or resources for any purpose
24 under any Federal, State, or local law.

1 “(B) PROHIBITION ON COLLECTION OF
2 SALES TAXES.—Each State shall ensure that no
3 State or local tax is collected on a purchase of
4 food under this subsection.

5 “(C) NO LIMITATION ON BENEFITS.—A
6 grant made available under this subsection shall
7 not be used to carry out any project that limits
8 the use of benefits under the Food and Nutri-
9 tion Act of 2008 (7 U.S.C. 2011 et seq.) or any
10 other Federal nutrition law.

11 “(D) HOUSEHOLD ALLOTMENT.—Assist-
12 ance provided under this subsection to house-
13 holds receiving benefits under the supplemental
14 nutrition assistance program shall not—

15 “(i) be considered part of the supple-
16 mental nutrition assistance program bene-
17 fits of the household; or

18 “(ii) be used in the collection or dis-
19 position of claims under section 13 of the
20 Food and Nutrition Act of 2008 (7 U.S.C.
21 2022).

22 “(4) EVALUATION.—

23 “(A) INDEPENDENT EVALUATION.—The
24 Secretary shall provide for an independent eval-

1 uation of projects selected under this subsection
2 that measures the impact of each project on—

3 “(i) improving the nutrition and
4 health status of participating households
5 receiving incentives under this subsection;
6 and

7 “(ii) increasing fruit and vegetable
8 purchases in participating households.

9 “(B) REQUIREMENT.—The independent
10 evaluation under subparagraph (A) shall use
11 rigorous methodologies capable of producing
12 scientifically valid information regarding the ef-
13 fectiveness of a project.

14 “(C) COSTS.—The Secretary may use
15 funds not to exceed 10 percent of the funding
16 provided to carry out this section to pay costs
17 associated with administering, monitoring, and
18 evaluating each project.

19 “(c) AUTHORIZATION OF APPROPRIATIONS.—There
20 is authorized to be appropriated to carry out subsection
21 (b) \$50,000,000 for each of fiscal years 2014 through
22 2018.”.

