AMENDMENT TO H.R. 3102
OFFERED BY MR. KILDEE OF MICHIGAN

Beginning on page 44, strike line 15 and all that follows through line 12 on page 45, and insert the following:

(b) ELIGIBLE ENTITIES; ADDITIONAL FUNDING.—

Section 25 of the Food and Nutrition Act of 2008 (7 U.S.C. 2034) is amended—

(1) in subsection (b)—

(A) in paragraph (1) by striking “private nonprofit”;  

(B) by redesignating paragraph (2) as paragraph (3); and

(C) by inserting after paragraph (1) the following:

“(2) ELIGIBLE ENTITY.—For purposes of carrying out a community food project of the kind described in subsection (a)(1)(B)(i)(IV), the term ‘eligible entity’ means—

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

“(B) an agricultural cooperative;

“(C) a producer network or association;
“(D) a community health organization;
“(E) a public benefit corporation;
“(F) an economic development corporation;
“(G) a farmers’ market;
“(H) a community-supported agriculture program;
“(I) a buying club;
“(J) a retail food store participating in the supplemental nutrition assistance program;
“(K) a State, local, or tribal agency; or
“(L) any other entity the Secretary designates.”; and

(D) by adding at the end the following:
“(3) FUNDING.—
“(A) IN GENERAL.—Out of any funds in the Treasury not otherwise appropriated, the Secretary of the Treasury shall transfer to the Secretary to carry out this subsection not less than $15,000,000 for fiscal year 2014 and each fiscal year thereafter. Of the amount made available under this subparagraph for each such fiscal year, $10,000,000 shall be available to carry out subsection (a)(1)(B)(i)(IV).
“(B) RECEIPT AND ACCEPTANCE.—The Secretary shall be entitled to receive, shall ac-
cept, and shall use to carry out this subsection, the funds transferred under subparagraph (A) without further appropriation.

“(C) MAINTENANCE OF FUNDING.—The funding provided under subparagraph (A) shall supplement (and not supplant) other Federal funding made available to the Secretary to carry out this subsection.”;

(2) in subsection (c) by striking “nonprofit private”;

(3) in subsection (d)—

(A) in paragraph (3) by striking “or” at the end;

(B) in paragraph (4) by striking the period at the end and inserting “: or”; and

(C) by adding at the end the following:

“(5) would increase the purchase of fruits and vegetables by low-income consumers participating in the supplemental nutrition assistance program by providing incentives at the point of purchase;

“(6) provide locally or regionally produced fruits and vegetables; or

“(7) be located in underserved communities.”;

(D) in subsection (e) by adding at the end the following:
“(4) Non-Federal share.—

“(A) in general.—The non-Federal share of the cost of an activity carried out by a community food project of the kind described in subsection (a)(1)(B)(i)(IV) may be provided—

“(i) in cash or in-kind contributions as determined by the Secretary, including facilities, equipment, or services; and

“(ii) by a State or local government or by a private source.

“(B) limitation.—In the case of a for-profit entity, the non-Federal share described in clause (i) shall not include services of an employee, including salaries paid or expenses covered by the employer.”; and

(E) by adding at the end the following:

“(j) Evaluation.—

“(1) independent evaluation.—The Secretary shall provide for an independent evaluation of projects selected under subsection (a)(1)(B)(i)(IV) that measures the impact of each project on—

“(A) improving the nutrition and health status of participating households receiving incentives under this subsection; and
“(B) increasing fruit and vegetable purchases by participating households.

“(2) REQUIREMENT.—The independent evaluation required by paragraph (1) shall use rigorous methodologies capable of producing scientifically valid information regarding the effectiveness of a project.

“(3) COSTS.—The Secretary may use not to exceed 10 percent of the funds available for a fiscal year to carry out this subsection to pay costs associated with administering, monitoring, and evaluating each project.”.