

AMENDMENT TO RULES COMMITTEE PRINT

119-22

OFFERED BY MS. PEREZ OF WASHINGTON

At the end of title IV add the following:

1 **SEC. ____ . FRESH FRUITS AND VEGETABLES CATEGORIZA-**
2 **TION.**

3 (a) IN GENERAL.—The Secretary of Agriculture, in
4 coordination with the Secretary of Health and Human
5 Services, shall develop a low-risk classification for fresh
6 fruits, vegetables, and other foods that are typically con-
7 sumed raw or with minimal processing, and update rel-
8 evant nutrition and food safety and preparation regula-
9 tions and guidelines for child care providers in accordance
10 with the classification under this section.

11 (b) CLASSIFICATION.—In developing the classifica-
12 tion under this section, the Secretaries shall consider—

13 (1) the limited risks of food-borne illness and
14 negative health impacts associated with handling
15 and preparing fresh fruits, vegetables, and other
16 foods that are typically consumed raw or with mini-
17 mal processing;

18 (2) best practices to minimize food safety risks
19 without obstructing access to low-risk foods as de-

1 fined under the classification under this section, in-
2 cluding but not limited to access to a handwashing
3 sink; and

4 (3) existing barriers that privilege packaged,
5 processed foods over fresh fruits, vegetables, and
6 other foods that are typically consumed raw or with
7 minimal processing.

8 (c) IMPLEMENTATION.—The Secretaries shall ensure
9 the effective coordination of policies and activities within
10 the Department of Agriculture and the Department of
11 Health and Human Services related to nutrition and food
12 safety and preparation in child care facilities to ensure
13 State regulations that impact such activities reflect the
14 classification under this section and protect child care pro-
15 viders from any penalties as a result of providing children
16 foods in compliance with this section.

17 (d) COMPLIANCE.—States that fail to comply with
18 the policies and activities described in subsection (c) may
19 have funds withheld.

