

AMENDMENT TO RULES COMMITTEE PRINT

119-22

OFFERED BY MR. VAN ORDEN OF WISCONSIN

Add at the end of title IV the following:

1 **SEC. 4 ____ . CLARIFICATION OF QUALIFYING FRUITS**
2 **UNDER THE GUS SCHUMACHER NUTRITION**
3 **INCENTIVE PROGRAM.**

4 (a) IN GENERAL.—Section 4405 of the Food, Con-
5 servation, and Energy Act of 2008 (7 U.S.C. 7517) is
6 amended by adding at the end the following:

7 “(g) TOTAL SUGARS IN CERTAIN FRUIT PROD-
8 UCTS.—

9 “(1) IN GENERAL.—For purposes of this sec-
10 tion, a fruit product that contains added sugars for
11 palatability shall be considered a fruit if the added
12 sugar content of such fruit product is not greater
13 than the added sugar content of a comparable fruit
14 product that contains only naturally occurring sug-
15 ars and no added sugars.

16 “(2) COMPARABLE FRUIT PRODUCT.—For pur-
17 poses of paragraph (1), the term ‘comparable fruit
18 product’ means, with respect to a fruit product that
19 contains added sugars described in such paragraph,

1 a fruit product of a similar type, form, and serving
2 size, as determined by the Secretary.

3 “(3) RULE OF CONSTRUCTION.—Nothing in
4 this subsection shall be construed to exclude from
5 eligibility under this section whole, fresh, frozen,
6 canned, or dried fruits that do not contain added
7 sugars.”.

8 (b) IMPLEMENTATION.—Not later than 180 days
9 after the date of enactment of this section, the Secretary
10 shall revise guidance and program materials to carry out
11 the amendments made by this section, including with re-
12 spect to establishing standards for determining com-
13 parable fruit products under section 4405(g) of the Food,
14 Conservation, and Energy Act of 2008 (7 U.S.C. 7517),
15 as added by subsection (a).

