

118TH CONGRESS
1ST SESSION

H. R. 2777

To amend the Richard B. Russell National School Lunch Act to establish a waiver under such Act to address certain school closures, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 20, 2023

Ms. OMAR (for herself, Mrs. HAYES, Mr. SCHIFF, Mr. LANDSMAN, Ms. VELÁZQUEZ, Mrs. WATSON COLEMAN, Ms. JAYAPAL, Mr. CARSON, Mr. CASAR, Ms. JACOBS, Mrs. NAPOLITANO, Mr. MCGOVERN, Mr. CARTER of Louisiana, Ms. CROCKETT, Mr. PAYNE, Mr. ROBERT GARCIA of California, Mr. IVEY, Mr. PETERS, Mr. EVANS, Mr. FROST, Ms. SEWELL, Ms. TOKUDA, Ms. PORTER, Mr. TAKANO, Mr. MCGARVEY, Mr. MOULTON, and Ms. NORTON) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Richard B. Russell National School Lunch Act to establish a waiver under such Act to address certain school closures, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “School Meals during
5 School Closures Act”.

1 **SEC. 2. WAIVER EXCEPTION FOR CERTAIN SCHOOL CLO-**
2 **SURES.**

3 Section 12 of the Richard B. Russell National School
4 Lunch Act (42 U.S.C. 1760) is amended by inserting after
5 subsection (j) the following:

6 “(k) **WAIVER EXCEPTION FOR CERTAIN SCHOOL**
7 **CLOSURES.**—

8 “(1) **IN GENERAL.**—The Secretary may waive
9 any requirement under this Act or the Child Nutri-
10 tion Act of 1966 (42 U.S.C. 1771 et seq.), or any
11 regulation issued under either such Act, for a State
12 or eligible service provider that requests a waiver to
13 provide meals and meal supplements under such
14 Acts during a school closure due to—

15 “(A) a strike or other labor-management
16 dispute (except a waiver shall not apply in the
17 case of a lockout by an employer);

18 “(B) inclement weather, a natural disaster,
19 a public health emergency, unsafe facilities,
20 construction, or repairs; or

21 “(C) an unanticipated event that the Sec-
22 retary determines appropriate.

23 “(2) **REQUIREMENTS.**—

24 “(A) **IN GENERAL.**—Except as provided in
25 subparagraph (B), the requirements applicable

1 to a waiver under subsection (l) shall apply to
2 a waiver under this subsection.

3 “(B) EXCEPTIONS.—Paragraphs
4 (1)(A)(iii), (4), and (5) of subsection (l) shall
5 not apply to a waiver under this subsection.”.

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