

## U.S. Rep. David Trone Introduces Bill to Provide Emergency Funding to Child and Adult Nutrition Programs

*New bill likely to be included in the Heroes Act, the next coronavirus response package introduced by House Democrats.*



**WASHINGTON** - Today, U.S. Representative David Trone (MD-06) was in Washington, DC to preside over the House floor and introduce the Food and Nutrition Provider Emergency Support Act of 2020 to give emergency funding to the Child and Adult Care Food Program (CACFP), a federal program that provides nutritious meals to qualifying children and adults. This bill is likely to be included in the Heroes Act, the coronavirus response package that the House is currently slated to consider on Friday.

During the COVID-19 outbreak, the CACFP program has provided critical nutrition and meal support to child care centers and after school programs, children and adult day care centers, and children residing in emergency shelters. At a time when many children and adults rely on meals and snacks from these programs, additional funding is necessary so participating institutions and sponsors implementing CACFP can continue feeding children in need. Many schools are also using this program to provide dinner for children who are out of school during this unprecedented public health crisis.

“No child or adult should wonder where their next meal is coming from, especially during a global pandemic that has threatened the physical, mental, and economic health of our nation,” **said Congressman Trone.** “This emergency funding provides the federal support to the state and local organizations that make sure the most vulnerable in our communities have access to nutritious meals and snacks during this unprecedented crisis.”

The funding will be administered by states and distributed to providers based on a formula that takes into account the typical level of reimbursement a provider would receive to operate the program, and the reimbursement being received during the pandemic.

You can see a copy of the bill text [here](#).

*In Congress, David Trone has made investing in school meal programs a top priority. This month, he [led a bipartisan effort](#) to urge the USDA to waive restrictions on access to school meals during the COVID-19 outbreak. He recently [led a bipartisan effort](#), the CARE for Kids Act, to extend automatic eligibility for free school meals to certain vulnerable groups of children. Last summer, he took a tour of his district to highlight the importance of the Summer Meals Programs in schools, where [he was joined by celebrity chef Bryan Voltaggio](#) from Frederick, MD. In his position on the Education and Labor Committee, he has supported several bills related to protecting and expanding school meal program.*

.....  
(Original Signature of Member)

116TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To provide reimbursements for the child care operational emergency costs of certain institutions during the COVID-19 pandemic, and for other purposes.

\_\_\_\_\_  
IN THE HOUSE OF REPRESENTATIVES

Mr. TRONE introduced the following bill; which was referred to the Committee  
on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To provide reimbursements for the child care operational emergency costs of certain institutions during the COVID-19 pandemic, 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 “Coronavirus Emer-  
5 gency Relief for the Child and Adult Care Food Program  
6 Act”.

1 **SEC. 2. CHILD CARE OPERATIONAL EMERGENCY COSTS**  
2 **DURING COVID-19 PANDEMIC.**

3 (a) USE OF CERTAIN APPROPRIATIONS TO COVER  
4 CHILD AND ADULT CARE FOOD PROGRAM CHILD CARE  
5 OPERATIONAL EMERGENCY COSTS DURING COVID-19  
6 PANDEMIC.—

7 (1) IN GENERAL.—

8 (A) REQUIRED ALLOTMENTS.—Notwith-  
9 standing any other provision of law, the Sec-  
10 retary shall allocate to each State that partici-  
11 pates in the reimbursement program under  
12 paragraph (3) such amounts as may be nec-  
13 essary to carry out reimbursements under such  
14 paragraph for each reimbursement month, in-  
15 cluding, subject to paragraph (4)(C), adminis-  
16 trative expenses necessary to make such reim-  
17 bursements.

18 (B) GUIDANCE WITH RESPECT TO PRO-  
19 GRAM.—Not later than 10 days after the date  
20 of the enactment of this section, the Secretary  
21 shall issue guidance with respect to the reim-  
22 bursement program under paragraph (3).

23 (2) REIMBURSEMENT PROGRAM APPLICA-  
24 TION.—To participate in the reimbursement pro-  
25 gram under paragraph (3), not later than 30 days  
26 after the date described in paragraph (1), a State

1 shall submit an application to the Secretary that in-  
2 cludes a plan to calculate and disburse reimburse-  
3 ments under the reimbursement program under  
4 paragraph (3).

5 (3) REIMBURSEMENT AMOUNT.—Using the  
6 amounts allocated under paragraph (1)(A), a State  
7 participating in the reimbursement program under  
8 this paragraph shall make reimbursements for child  
9 care operational emergency costs for each reimburse-  
10 ment month as follows:

11 (A) For each new covered institution in the  
12 State for the reimbursement month, an amount  
13 equal to 55 percent of—

14 (i) the average monthly amount such  
15 covered institution was reimbursed under  
16 subsection (c) and subsection (f) of section  
17 of the Richard B. Russell National  
18 School Lunch Act (42 U.S.C. 1766) for  
19 meals and supplements served by such new  
20 covered institution during the alternate pe-  
21 riod; minus

22 (ii) the amount such covered institu-  
23 tion was reimbursed under such section for  
24 meals and supplements served by such new

1 covered institution during such reimburse-  
2 ment month.

3 (B) For each covered institution not de-  
4 scribed in subparagraph (A) in the State for  
5 the reimbursement month, an amount equal to  
6 55 percent of—

7 (i) the amount such covered institu-  
8 tion was reimbursed under subsection (e)  
9 and subsection (f) of section 17 of the  
10 Richard B. Russell National School Lunch  
11 Act (42 U.S.C. 1766) for meals and sup-  
12 plements served by such covered institution  
13 during the month beginning one year be-  
14 fore such reimbursement month; minus

15 (ii) the amount such covered institu-  
16 tion was reimbursed under such section for  
17 meals and supplements served by such cov-  
18 ered institution during such reimbursement  
19 month.

20 (C) For each new sponsoring organization  
21 of a family or group day care home in the State  
22 for the reimbursement month, an amount equal  
23 to 55 percent of—

24 (i) the average monthly amount such  
25 new sponsoring organization of a family or

1 group day care home was reimbursed  
2 under section 17(f)(3)(B) of the Richard  
3 B. Russell National School Lunch Act (42  
4 U.S.C. 1766(f)(3)(B)) for administrative  
5 funds for the alternate period; minus

6 (ii) the amount such new sponsoring  
7 organization of a family or group day care  
8 home was reimbursed under such section  
9 for administrative funds for the reimburse-  
10 ment month.

11 (D) For each sponsoring organization of a  
12 family or group day care home not described in  
13 subparagraph (C) in the State for the reim-  
14 bursement month, an amount equal to 55 per-  
15 cent of—

16 (i) the amount such sponsoring orga-  
17 nization of a family or group day care  
18 home was reimbursed under section  
19 17(f)(3)(B) of the Richard B. Russell Na-  
20 tional School Lunch Act (42 U.S.C.  
21 1766(f)(3)(B)) for administrative funds for  
22 the month beginning one year before such  
23 reimbursement month; minus

24 (ii) the amount such sponsoring orga-  
25 nization of a family or group day care

1           home was reimbursed under such section  
2           for administrative funds for such reim-  
3           bursement month.

4           (4) TREATMENT OF FUNDS.—

5           (A) AVAILABILITY.—Funds allocated to a  
6           State under paragraph (1)(A) shall remain  
7           available until March 30, 2021.

8           (B) UNAFFILIATED CENTER.—In the case  
9           of a covered institution or a new covered insti-  
10          tution that is an unaffiliated center that is  
11          sponsored by a sponsoring organization and re-  
12          ceives funds for a reimbursement month under  
13          subparagraph (A) or (B), such unaffiliated cen-  
14          ter shall provide to such sponsoring organiza-  
15          tion an amount of such funds as agreed to by  
16          the sponsoring organization and the unaffiliated  
17          center, except such amount may not be greater  
18          be than 15 percent of such funds.

19          (C) ADMINISTRATIVE EXPENSES.—A State  
20          may reserve not more than 1 percent of the  
21          funds allocated under paragraph (1)(A) for ad-  
22          ministrative expenses to carry out this sub-  
23          section.

24          (D) UNEXPENDED BALANCE.—On Sep-  
25          tember 30, 2021, any amounts allocated to a

1 State under paragraph (1)(A) or reimbursed to  
2 a new covered institution, covered institution,  
3 new sponsoring organization of a family or  
4 group day care home, or sponsoring organiza-  
5 tion of a family or group day care home that  
6 are unexpended by such State, new covered in-  
7 stitution, covered institution, new sponsoring  
8 organization of a family or group day care  
9 home, or sponsoring organization of a family or  
10 group day care home, shall revert to the Sec-  
11 retary.

12 (5) REPORTS.—Each State that carries out a  
13 reimbursement program under paragraph (3) shall,  
14 not later than September 30, 2021, submit a report  
15 to the Secretary that includes a summary of the use  
16 of such funds by the State and each new covered in-  
17 stitution, covered institution, new sponsoring organi-  
18 zation of a family or group day care home, or spon-  
19 soring organization of a family or group day care  
20 home.

21 (b) DEFINITIONS.—In this section:

22 (1) CHILD CARE OPERATIONAL EMERGENCY  
23 COSTS.—The term “child care operational emergency  
24 costs” means the costs under the child and adult  
25 care food program under section 17 of the Richard



1 B. Russell National School Lunch Act (42 U.S.C.  
2 1766) incurred by a new covered institution, covered  
3 institution, new sponsoring organization of a family  
4 or group day care home, or sponsoring organization  
5 of a family or group day care home—

6 (A) during a public health emergency;

7 (B) that are related to the ongoing oper-  
8 ation, modified operation, or temporary suspen-  
9 sion of operation (including administrative  
10 costs) of such new covered institution, covered  
11 institution, new sponsoring organization of a  
12 family or group day care home, sponsoring or-  
13 ganization of a family or group day care home,  
14 or sponsoring organization of an unaffiliated  
15 center; and

16 (C) except as provided under subsection  
17 (b), that are not reimbursed under a Federal  
18 grant.

19 (2) COVERED INSTITUTION.—The term “cov-  
20 ered institution” means—

21 (A) an institution (as defined in section  
22 17(a)(2) of the Richard B. Russell National  
23 School Lunch Act (42 U.S.C. 1766(a)(2))); and

24 (B) a family or group day care home.

1           (3) NEW COVERED INSTITUTION.—The term  
2           “new covered institution” means a covered institu-  
3           tion for which no reimbursements were made for  
4           meals and supplements under section 17(e) or (f) of  
5           the Richard B. Russell National School Lunch Act  
6           (42 U.S.C. 1766) with respect to the previous reim-  
7           bursement period.

8           (4) NEW SPONSORING ORGANIZATION OF A  
9           FAMILY OR GROUP DAY CARE.—The term “new  
10          sponsoring organization of a family or group day  
11          care” means a sponsoring organization of a family  
12          or group day care home for which no reimburse-  
13          ments for administrative funds were made under  
14          section 17(f)(3)(B) of the Richard B. Russell Na-  
15          tional School Lunch Act (42 U.S.C. 1766(f)(3)(B))  
16          for the previous reimbursement period.

17          (5) PREVIOUS REIMBURSEMENT PERIOD.—The  
18          term “previous reimbursement period” means the  
19          period beginning March 1, 2019 and ending June  
20          30, 2019.

21          (6) PUBLIC HEALTH EMERGENCY.—The term  
22          “public health emergency” means a public health  
23          emergency declared pursuant to section 319 of the  
24          Public Health Service Act (42 U.S.C. 247d) result-  
25          ing from the COVID–19 pandemic.

1           (7) REIMBURSEMENT MONTH.—The term “re-  
2           imbursement month” means March 2020, April  
3           2020, May 2020, and June 2020.

4           (8) SECRETARY.—The term “Secretary” means  
5           the Secretary of Agriculture.

6           (9) STATE.— The term “State” has the mean-  
7           ing given such term in section 12(d)(8) of the Rich-  
8           ard B. Russell National School Lunch Act (42  
9           U.S.C. 1760(d)(8)).