
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 593 Session of
2023

INTRODUCED BY SHUSTERMAN, HILL-EVANS, MADDEN, SIEGEL, KINKEAD,
HOWARD, GUENST, SANCHEZ, PARKER, D. WILLIAMS, OTTEN,
HOHENSTEIN, KAZEEM AND TAKAC, MARCH 21, 2023

REFERRED TO COMMITTEE ON EDUCATION, MARCH 21, 2023

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," providing for Child and Adult Care
6 Food Program Supplement; and making an appropriation.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. The act of March 10, 1949 (P.L.30, No.14), known
10 as the Public School Code of 1949, is amended by adding an
11 article to read:

12 ARTICLE XV-N

13 CHILD AND ADULT CARE FOOD PROGRAM SUPPLEMENT

14 Section 1501-N. Definitions.

15 The following words and phrases when used in this article
16 shall have the meanings given to them in this section unless the
17 context clearly indicates otherwise:

18 "Department." The Department of Education of the
19 Commonwealth.

1 "Enrollee." An individual enrolled in a program-
2 participating facility and defined as eligible for the program
3 under 42 U.S.C. § 1766 (relating to child and adult care food
4 program).

5 "Facility." An eligible care center, as defined under 42
6 U.S.C. § 1766 receiving reimbursements for meals served to
7 enrollees under the program.

8 "Program." The Child and Adult Care Food Program as
9 established under 42 U.S.C. § 1766 and administered by the
10 Federal and State agencies as provided by law.

11 "Supplement." The Child and Adult Care Food Program
12 Supplement established in this article, which shall constitute
13 supplemental financial reimbursements under the program to
14 facilities for food that they serve to enrollees.

15 Section 1502-N. Establishment and administration of supplement.

16 (a) Establishment.--The Child and Adult Care Food Program
17 Supplement is established.

18 (b) Administration.--The department shall:

19 (1) Administer the supplement, which shall include, to
20 every extent possible, the coordination of financial
21 reimbursements with other State departments and agencies as
22 necessary.

23 (2) Develop rules and regulations necessary to
24 administer the supplement.

25 Section 1503-N. Appropriations.

26 (a) General rule.--Subject to subsection (b), the sum of
27 \$30,000,000 is appropriated on an annual, continuing basis from
28 the General Fund to the department for the period beginning the
29 first October 1 after the effective date of this subsection, and
30 each October 1 thereafter, and ending on the first subsequent

1 September 30, and each September 30 thereafter, for the purpose
2 of administering the supplement.

3 (b) Exception.--The General Assembly may adjust the annual
4 amount specified under subsection (a) to take into account the
5 funding that the department projects as necessary as specified
6 in the annual report under section 1506-N.

7 Section 1504-N. Procedures.

8 (a) Applications.--To implement the supplement during and
9 after the initial round of funding, the department shall request
10 applications for funding from facilities. Applications shall be
11 provided in electronic and physical form.

12 (b) Criteria.--The department may award a supplement to a
13 facility in accordance with the following:

14 (1) For the first round of funding for a facility, or in
15 the case of a facility that receives reimbursements under the
16 program but did not receive a supplement during the previous
17 year, the department shall award funding to the facility that
18 demonstrates the ability of the facility to:

19 (i) Better serve food to additional enrollees.

20 (ii) Do any of the following:

21 (A) If the facility is a nonprofit organization
22 or an emergency shelter, bolster the facility's near-
23 term and long-term fiscal stability or provide for
24 further care and educational opportunities for the
25 facility's enrollees.

26 (B) If the facility is a for-profit
27 organization, provide for further care and
28 educational opportunities for the facility's
29 enrollees.

30 (2) If the facility received reimbursements in the

1 initial round of funding or received funding any year after
2 through the supplement, the facility must demonstrate that
3 the supplemental financial reimbursements allowed, and will
4 continue to allow, the facility to:

5 (i) Better serve food to additional enrollees.

6 (ii) Do any of the following:

7 (A) If the facility is a nonprofit organization
8 or an emergency shelter, bolster the facility's near-
9 term and long-term fiscal stability or provide for
10 further care and educational opportunities for the
11 facility's enrollees.

12 (B) If the facility is a for-profit
13 organization, provide for further care and
14 educational opportunities for the facility's
15 enrollees.

16 Section 1505-N. Priority in funding.

17 The department shall prioritize funding under the supplement
18 in a manner, as determined by the department, that maximizes the
19 number of enrollees who are fully nourished while in the care of
20 the facilities.

21 Section 1506-N. Annual report.

22 (a) General requirement.--No later than the June 1 following
23 the date of each appropriation under section 1503-N, the
24 department shall compile an annual report on the program and the
25 supplement.

26 (b) Submittal.--Each annual report shall be submitted to the
27 following:

28 (1) The Governor.

29 (2) The chairperson and minority chairperson of the
30 Aging and Youth Committee of the Senate.

1 (3) The chairperson and minority chairperson of the
2 Appropriations Committee of the Senate.

3 (4) The chairperson and minority chairperson of the
4 Education Committee of the Senate.

5 (5) The chairperson and minority chairperson of the
6 Aging and Older Adult Services Committee of the House of
7 Representatives.

8 (6) The chairperson and minority chairperson of the
9 Appropriations Committee of the House of Representatives.

10 (7) The chairperson and minority chairperson of the
11 Children and Youth Committee of the House of Representatives.

12 (8) The chairperson and minority chairperson of the
13 Education Committee of the House of Representatives.

14 (c) Contents.--Each annual report shall include the
15 following:

16 (1) The number of facilities participating in the
17 program.

18 (2) The number of those facilities participating in the
19 supplement.

20 (3) The number of meals served through the program with
21 and without the supplement.

22 (4) A summary of the types of meals served to enrollees.

23 (5) The amount of money projected to be necessary during
24 the next year to allow all enrollees to receive nutritious
25 meals and snacks.

26 Section 2. This act shall take effect in 60 days.