

118TH CONGRESS  
1ST SESSION

# H. R. 5757

To amend the Child Nutrition Act of 1966 to extend certain certification periods for the special supplemental nutrition program for women, infants, and children, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 27, 2023

Mrs. HAYES (for herself, Ms. ADAMS, Mr. BOWMAN, Ms. BROWN, Ms. BUSH, Mr. CARBAJAL, Mr. CÁRDENAS, Mr. CARSON, Mrs. CHERFILUS-McCORMICK, Ms. CHU, Mr. COHEN, Ms. CROCKETT, Mr. DAVIS of Illinois, Ms. DELAURO, Mr. DESAULNIER, Ms. BARRAGÁN, Mr. DOGGETT, Mr. GARCÍA of Illinois, Ms. SCANLON, Mr. GOLDMAN of New York, Mr. GOMEZ, Mr. GRIJALVA, Mr. JACKSON of Illinois, Ms. JACKSON LEE, Ms. JACOBS, Mr. JOHNSON of Georgia, Ms. KAMLAGER-DOVE, Ms. KAPTUR, Mr. KEATING, Mr. LARSON of Connecticut, Mrs. MCBATH, Ms. LEE of California, Mr. MCGARVEY, Mr. MCGOVERN, Ms. MOORE of Wisconsin, Mr. MULLIN, Mrs. NAPOLITANO, Ms. NORTON, Mr. PAYNE, Mr. POCAN, Ms. SALINAS, Ms. SEWELL, Mr. TAKANO, Mr. THANEDAR, Ms. TITUS, Ms. TLAIB, Ms. TOKUDA, Mr. TORRES of New York, Ms. VELÁZQUEZ, Mrs. WATSON COLEMAN, Ms. WILLIAMS of Georgia, Ms. WILSON of Florida, Ms. DEAN of Pennsylvania, Mr. HORSFORD, Ms. JAYAPAL, Ms. HOYLE of Oregon, Mr. COURTNEY, and Mr. HIMES) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To amend the Child Nutrition Act of 1966 to extend certain certification periods for the special supplemental nutrition program for women, infants, and children, 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 “WIC for Kids Act”.

5 **SEC. 2. EXTENSION OF CERTAIN WIC CERTIFICATION PERI-**  
6 **ODS.**

7       (a) EXPANSION OF ADJUNCTIVE ELIGIBILITY.—Sec-  
8 tion 17(d)(2)(A) of the Child Nutrition Act of 1966 (42  
9 U.S.C. 1786(d)(2)(A)) is amended—

10           (1) in clause (ii)—

11                   (A) in subclause (I), by inserting “resides  
12 in a household (as such term is defined in sec-  
13 tion 3 of the Food and Nutrition Act of 2008  
14 (7 U.S.C. 2012)) that includes an individual  
15 who” before “receives”; and

16                   (B) in subclause (II), by striking “; or”  
17 and inserting a semicolon;

18           (2) by amending clause (iii) to read as follows:

19                   “(iii)(I) receives medical assistance  
20 under title XIX of the Social Security Act  
21 (42 U.S.C. 1396 et seq.) or child health  
22 assistance under title XXI of such Act (42  
23 U.S.C. 1397aa et seq.); or

24                   “(II) is a member of a family in which  
25 a pregnant woman, postpartum woman, in-

1           fant, or child receives such assistance or is  
2           enrolled as described in subclause (I);”;  
3           and

4           (3) by adding at the end the following:

5           “(iv) is enrolled as a Head Start participant in  
6           a program authorized under the Head Start Act (42  
7           U.S.C. 9831 et seq.) or resides in a household in  
8           which one or more children is enrolled as a partici-  
9           pant in such a Head Start program;

10           “(v) resides in a household that includes an in-  
11           dividual who receives assistance under the food dis-  
12           tribution program on Indian reservations established  
13           under section 4(b) of the Food and Nutrition Act of  
14           2008 (7 U.S.C. 2013(b)); or

15           “(vi) resides in a household that includes an in-  
16           dividual who receives assistance from a nutrition as-  
17           sistance program funded by the consolidated block  
18           grants for Puerto Rico and the American Samoa es-  
19           tablished under section 19 of the Food and Nutri-  
20           tion Act of 2008 (7 U.S.C. 2028) or funded by a  
21           block grant for the Commonwealth of the Northern  
22           Mariana Islands pursuant to section 601 of Public  
23           Law 96–597 (48 U.S.C. 1469d(c)).”.

1           (b)           ADJUNCT           DOCUMENTATION.—Section  
2 17(d)(3)(E) of the Child Nutrition Act of 1966 (42 U.S.C.  
3 1786(d)(3)(E)) is amended to read as follows:

4                   “(E)   ADJUNCT   DOCUMENTATION.—In  
5                   order to participate in the program under this  
6                   section pursuant to clause (ii) through (vi) of  
7                   paragraph (2)(A), not earlier than 90 days  
8                   prior to the date on which the certification or  
9                   recertification for participation in the program  
10                  is made—

11                           “(i) an individual shall provide docu-  
12                           mentation of receipt of assistance de-  
13                           scribed in such clause; or

14                                   “(ii) a State agency shall use available  
15                                   documentation to show receipt of such as-  
16                                   sistance.”.

17           (c) CERTIFICATION WITHIN ONE HOUSEHOLD FAM-  
18 ILY.—Section 17(d)(3)(A) of the Child Nutrition Act of  
19 1966 (42 U.S.C. 1786)(d)(3)(A)) is amended—

20                   (1) in clause (i), by striking “clause (ii)” and  
21                   inserting “clauses (ii) through (viii)”;

22                   (2) by inserting “or recertified” after “cer-  
23                   tified”; and

24                   (3) by adding at the end the following:

1           “(iv) CERTIFICATION WITHIN ONE  
2           HOUSEHOLD FAMILY.—In order to align  
3           certification periods or recertification ap-  
4           pointments, when a State or local agency  
5           certifies an individual based on income  
6           documentation under subparagraph (D) or  
7           adjunct documentation under subpara-  
8           graph (E), a new certification period that  
9           otherwise meets the requirements of the  
10          program may be initiated for eligible fam-  
11          ily members of such individual.

12          “(v) CERTIFICATION OF INFANTS.—A  
13          State shall certify for participation, with-  
14          out further application, an infant born to  
15          a pregnant individual who is participating  
16          in the program pursuant to clause (iii) of  
17          paragraph (2)(A).

18          “(vi) RECERTIFICATION.—Before re-  
19          questing new income documentation for  
20          purposes of recertifying an individual  
21          under the program, a State shall—

22                  “(I) determine whether such indi-  
23                  vidual is eligible for recertification  
24                  under subparagraph (E); and

1                   “(II) if such individual is so eligi-  
2                   ble—

3                   “(aa) recertify such indi-  
4                   vidual; and

5                   “(bb) notify such individual  
6                   of such recertification.”.

7           (d) EXTENSION OF CHILD CERTIFICATION PERI-  
8 ODS.—Section 17(d)(3)(A)(iii) of the Child Nutrition Act  
9 of 1966 (42 U.S.C. 1786(d)(3)(A)(iii)) is amended by  
10 striking “1 year” and inserting “2 years”.

11           (e) AUTOMATIC ELIGIBILITY FOR CHILDREN IN KIN-  
12 SHIP FAMILIES.—Section 17(f)(1)(C)(ix) of the Child Nu-  
13 trition Act of 1966 (42 U.S.C. 1786(f)(1)(C)(ix)) is  
14 amended by inserting “a kinship family,” after “under the  
15 care of”.

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