

116TH CONGRESS  
1ST SESSION

# H. R. 4259

To amend the Richard B. Russell National School Lunch Act to provide categorical eligibility for free lunch and breakfast for certain children in kinship care, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 9, 2019

Ms. WILD (for herself, Mrs. RADEWAGEN, Mr. BACON, Ms. MOORE, Mr. PAYNE, Mr. FITZPATRICK, Mr. THOMPSON of California, Ms. BASS, Ms. JUDY CHU of California, Mr. TRONE, Mrs. BUSTOS, Mr. HASTINGS, Mrs. DINGELL, Mr. TED LIEU of California, Ms. DEAN, Mr. LAWSON of Florida, Mrs. HAYES, Mr. SEAN PATRICK MALONEY of New York, Ms. HAALAND, Mr. MCGOVERN, Mr. HARDER of California, Mr. SERRANO, Ms. BARRAGÁN, Mr. LANGEVIN, Mr. RYAN, Mr. PAPPAS, and Ms. PINGREE) introduced the following bill; which was referred to the Committee on Education and Labor

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## A BILL

To amend the Richard B. Russell National School Lunch Act to provide categorical eligibility for free lunch and breakfast for certain children in kinship care, 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 “Schools Preventing  
5 Hunger in At-Risk Kids Act” or the “SPARK Act”.

1 **SEC. 2. SCHOOL MEALS FOR FOSTER CHILDREN IN KIN-**  
2 **SHIP CARE.**

3 Section 9 of the Richard B. Russell National School  
4 Lunch Act (42 U.S.C. 1758)—

5 (1) in subsection (b)—

6 (A) paragraph (5)(E)—

7 (i) in clause (i), by striking “or” at  
8 the end;

9 (ii) in clause (ii), by striking the pe-  
10 riod at the end and inserting “; or”; and

11 (iii) by adding at the end the fol-  
12 lowing:

13 “(iii) a child whose placement with a rel-  
14 ative or family friend was carried out with the  
15 involvement of an agency that administers a  
16 State plan under part B or E of title IV of the  
17 Social Security Act (42 U.S.C. 621 et seq.), re-  
18 gardless of whether such agency is responsible  
19 for the care and placement of such child.”; and

20 (B) in paragraph (12)(A)(vii)—

21 (i) in subclause (I), by striking “or”  
22 at the end;

23 (ii) in subclause (II), by striking the  
24 period and inserting “; or”; and

25 (iii) by adding at the end the fol-  
26 lowing:

1 “(III) a child whose placement with a  
2 relative or family friend was carried out  
3 with the involvement of an agency that ad-  
4 ministers a State plan under part B or E  
5 of title IV of the Social Security Act (42  
6 U.S.C. 621 et seq.), regardless of whether  
7 such agency is responsible for the care and  
8 placement of such child.”; and

9 (2) in subsection (d)(2)(F)—

10 (A) in clause (i), by striking “or” at the  
11 end; and

12 (B) by adding at the end the following:

13 “(iii) documentation has been provided to  
14 the appropriate local educational agency show-  
15 ing the status of the child as a child whose  
16 placement with a relative or family friend was  
17 carried out with the involvement of an agency  
18 that administers a State plan under part B or  
19 E of title IV of the Social Security Act (42  
20 U.S.C. 621 et seq.), regardless of whether such  
21 agency is responsible for the care and place-  
22 ment of such child; or”.

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