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(Original Signature of Member)

118TH CONGRESS
1ST SESSION

H. R. _____

To amend the Food, Conservation, and Energy Act of 2008 with respect to the Gus Schumacher Nutrition Incentive Program and the sustainability of such program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. CRAWFORD introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Food, Conservation, and Energy Act of 2008 with respect to the Gus Schumacher Nutrition Incentive Program and the sustainability of such program, 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 “GusNIP Expansion
5 Act of 2023”.

1 **SEC. 2. IMPROVING THE FINANCING OF THE GUS**
2 **SCHUMACHER NUTRITION INCENTIVE PRO-**
3 **GRAM.**

4 (a) FOOD INSECURITY NUTRITION INCENTIVE
5 GRANTS.—Section 4405(b) of the Food, Conservation,
6 and Energy Act of 2008 (7 U.S.C. 7517(b)) is amended—

7 (1) in paragraph (1)(C), by striking “50” and
8 inserting “80”; and

9 (2) by adding at the end the following:

10 “(3) COOPERATIVE AGREEMENTS TO SCALE
11 STATEWIDE INCENTIVE PROGRAMS.—

12 “(A) IN GENERAL.—For the purposes of
13 scaling existing incentive programs under para-
14 graphs (1) and (2), the Secretary shall establish
15 cooperative agreements between—

16 “(i) eligible entities and the Food and
17 Nutrition Service or the National Institute
18 of Food and Agriculture (or both); and

19 “(ii) either—

20 “(I) a State SNAP agency; or

21 “(II) a non-profit or local govern-
22 ment in partnership with a State
23 SNAP agency.

24 “(B) CRITERIA.—Each agreement entered
25 into pursuant to this paragraph—

26 “(i) shall—

1 “(I) be for a duration of at least
2 4 years;

3 “(II) include a requirement that
4 any project carried out pursuant to
5 the agreement be subject to the cri-
6 teria and priorities under paragraphs
7 (1) and (2); and

8 “(III) require that before the end
9 of the agreement, at least 90 percent
10 of the funds received pursuant to the
11 agreement are spent on redeemed in-
12 centives at the eligible retailer; and

13 “(ii) may only be entered in to with
14 an entity that previously received a grant
15 under this subsection.

16 “(C) PRIORITY.—The Secretary shall
17 prioritize cooperative agreements under this
18 paragraph—

19 “(i) in the same manner as projects
20 under paragraph (2); and

21 “(ii) that work in a variety of retail
22 settings, including independent retailers
23 and farmers markets.”.

1 (b) PRODUCE PRESCRIPTION PROGRAM.—Section
2 4405(c) of the Food, Conservation, and Energy Act of
3 2008 (7 U.S.C. 7517(c)) is amended—

4 (1) by amending paragraph (1) to read as fol-
5 lows:

6 “(1) IN GENERAL.—The Secretary shall estab-
7 lish—

8 “(A) a pilot grant program under which
9 the Secretary shall award grants to eligible en-
10 tities to conduct projects that demonstrate and
11 evaluate the impact of the projects on—

12 “(i) the improvement of dietary health
13 through increased consumption of fruits
14 and vegetables;

15 “(ii) the reduction of individual and
16 household food insecurity; and

17 “(iii) the reduction in healthcare use
18 and associated costs; and

19 “(B) a grant program described in sub-
20 paragraph (A) that has a demonstrated ability
21 to expand clinical research on the value of deliv-
22 ering the program through clinical practice.”;

23 (2) in paragraph (3), by adding at the end the
24 following:

25 “(C) CRITERIA.—

1 “(i) SEEDING INFRASTRUCTURE
2 GRANTS.—The Secretary shall establish
3 criteria for awarding grants under para-
4 graph (1)(A) that—

5 “(I) study previously unknown
6 facts about the program design;

7 “(II) establish or validate best
8 practices; or

9 “(III) establish infrastructure
10 that aids community health centers
11 and independent produce retail out-
12 lets.

13 “(ii) EXPANSION GRANTS.—The Sec-
14 retary shall establish criteria for awarding
15 grants under paragraph (1)(B) that
16 have—

17 “(I) a minimum intervention co-
18 hort of 300 patients;

19 “(II) a matched group or have
20 demonstrated the ability to scale when
21 delivered through clinical practice;
22 and

23 “(III) an intervention duration of
24 12 months or longer.”; and

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

1 “(6) RANGE OF AWARDS.—The amount of a
2 grant awarded—

3 “(A) under subsection (c)(1)(A) shall be
4 not less than \$100,000 and not more than
5 \$400,000; and

6 “(B) under subsection (c)(1)(B) shall be
7 not less than \$1,000,000 and not more than
8 \$2,500,000.

9 “(7) REPORT.—Not later than 3 years after the
10 date of the enactment of this Act, the Secretary, in
11 consultation with the Comptroller General of the
12 United States, the Secretary of Health and Human
13 Services, the Administrator of the Centers for Medi-
14 care and Medicaid Services, and any other relevant
15 agency head, shall conduct a study and issue rec-
16 ommendations on how to transition payment for the
17 produce prescription program to health insurance
18 programs not later than 10 years of after the date
19 of the enactment of the GusNIP Expansion Act of
20 2023.

21 “(8) REVIEW PANEL.—Not later than 1 year of
22 the date of enactment of the GusNIP Expansion Act
23 of 2023, the Secretary shall establish a review panel
24 to review grant applications under this subsection.”.

1 (c) FUNDING.—Section 4405(f) of the Food, Con-
2 servation, and Energy Act of 2008 (7 U.S.C. 7517(f)) is
3 amended—

4 (1) in paragraph (1), by striking “2023” and
5 inserting “2028”;

6 (2) in paragraph (2)—

7 (A) in subparagraph (F), by striking
8 “and” at the end;

9 (B) in subparagraph (G), by striking “and
10 each fiscal year thereafter.” and inserting “;
11 and”;

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

13 “(H) \$57,500,000 for fiscal years 2024
14 through 2028; and

15 “(I) \$56,000,000 for fiscal year 2029 and
16 each fiscal year thereafter.”;

17 (3) in paragraph (3)—

18 (A) in the matter preceding subparagraph
19 (A), by striking “2023” and inserting “2028”;

20 (B) in subparagraph (A), by striking the
21 semicolon and inserting: “—

22 “(i) 50 percent of such funds shall be
23 used for pilot grants described in sub-
24 section (c)(1)(A); and

1 “(ii) 50 percent of such funds shall be
2 used for grant programs described in sub-
3 section (c)(1)(B);”;

4 (C) in subparagraph (C)—

5 (i) in clause (i), by striking “and” at
6 the end;

7 (ii) in clause (ii), by striking the pe-
8 riod at the end and inserting “; and”; and

9 (iii) by adding at the end the fol-
10 lowing:

11 “(iii) \$12,000,000 for each of the fis-
12 cal years 2024 through 2028; and”; and

13 (D) by adding at the end the following:

14 “(D) the Secretary shall use 80 percent of
15 remaining funds for cooperative agreements
16 under subsection (b) of this section.”.