

118TH CONGRESS
1ST SESSION

H. R. 3474

To amend the Food and Nutrition Act of 2008 to streamline nutrition access for older adults and adults with disabilities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 18, 2023

Ms. BONAMICI (for herself, Ms. SALINAS, Ms. NORTON, Mr. CARSON, Mr. KHANNA, Mr. PANETTA, Mr. GRIJALVA, Ms. SCANLON, Mr. MCGOVERN, Ms. CLARKE of New York, Mr. MAGAZINER, Mr. NADLER, Mr. POCAN, Ms. TOKUDA, Mr. EVANS, Mr. MOSKOWITZ, Ms. BROWNLEY, Ms. LOIS FRANKEL of Florida, Mrs. CHERFILUS-McCORMICK, Mrs. McCLELLAN, and Mrs. HAYES) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Food and Nutrition Act of 2008 to streamline nutrition access for older adults and adults with disabilities, 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 “Senior Hunger Preven-
5 tion Act of 2023”.

1 **SEC. 2. IMPROVING EFFICACY OF THE SUPPLEMENTAL NU-**
2 **TRITION ASSISTANCE PROGRAM.**

3 (a) CERTIFICATION PERIOD.—Section 3(f) of the
4 Food and Nutrition Act of 2008 (7 U.S.C. 2012(f)) is
5 amended in the second sentence by striking “24” and in-
6 serting “36”.

7 (b) STANDARD MEDICAL EXPENSE DEDUCTION.—
8 Section 5(e)(5) of the Food and Nutrition Act of 2008
9 (7 U.S.C. 2014(e)(5)) is amended—

10 (1) in the paragraph heading, by striking “EX-
11 CESS MEDICAL” and inserting “MEDICAL”;

12 (2) in subparagraph (A), by striking “an excess
13 medical” and all that follows through the period at
14 the end and inserting “a standard medical deduction
15 or a medical expense deduction of actual costs for
16 the allowable medical expenses incurred by the elder-
17 ly or disabled member, exclusive of special diets.”;

18 (3) in subparagraph (B)(i), by striking “ex-
19 cess”; and

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

21 “(D) STANDARD MEDICAL EXPENSE DE-
22 DUCTION AMOUNT.—

23 “(i) IN GENERAL.—Except as pro-
24 vided in clause (ii), the standard medical
25 expense deduction shall be—

1 “(I) for fiscal year 2024, \$155;

2 and

3 “(II) for each subsequent fiscal
4 year, equal to the applicable amount
5 for the immediately preceding fiscal
6 year as adjusted to reflect changes for
7 the 12-month period ending the pre-
8 ceding June 30 in the Consumer Price
9 Index for All Urban Consumers: Med-
10 ical Care published by the Bureau of
11 Labor Statistics of the Department of
12 Labor.

13 “(ii) EXCEPTION.—For any fiscal
14 year, a State agency may establish a great-
15 er standard medical expense deduction
16 than described in clause (i) if the greater
17 deduction satisfies cost neutrality stand-
18 ards established by the Secretary for that
19 fiscal year.”.

20 (c) VALUE OF ALLOTMENT.—Section 8(a) of the
21 Food and Nutrition Act of 2008 (7 U.S.C. 2017(a)) is
22 amended in the proviso clause by striking “8 percent” and
23 inserting “ $\frac{1}{3}$ ”.

1 **SEC. 3. STREAMLINING NUTRITION ACCESS FOR OLDER**
2 **ADULTS AND ADULTS WITH DISABILITIES.**

3 (a) DEFINITION OF ELDERLY AND DISABLED.—Sec-
4 tion 3(j)(2)(B) of the Food and Nutrition Act of 2008
5 (7 U.S.C. 2012(j)(2)(B)) is amended by inserting “(which
6 includes medical assistance provided to an individual de-
7 scribed in section 1902(e)(14)(D)(i)(III) of the Social Se-
8 curity Act (42 U.S.C. 1396a(e)(14)(D)(i)(III)))” after
9 “(42 U.S.C. 1396 et seq.)”.

10 (b) ELDERLY SIMPLIFIED APPLICATION PRO-
11 GRAM.—The Food and Nutrition Act of 2008 (7 U.S.C.
12 2011 et seq.) is amended by adding at the end the fol-
13 lowing:

14 **“SEC. 31. ELDERLY SIMPLIFIED APPLICATION PROGRAM.**

15 “(a) IN GENERAL.—Not later than 180 days after
16 the date of enactment of this section, the Secretary shall
17 establish a program, to be known as the ‘elderly simplified
18 application program’ (referred to in this section as
19 ‘ESAP’), under which a State, in carrying out the supple-
20 mental nutrition assistance program, may elect to imple-
21 ment a streamlined application and certification process
22 for households in which all adult members—

23 “(1) are elderly or disabled members; and

24 “(2) have no earned income.

25 “(b) CERTIFICATION PERIOD.—The certification pe-
26 riod for participants in ESAP shall be 36 months.

1 “(c) INCOME AND OTHER DATA VERIFICATION.—

2 “(1) IN GENERAL.—A State agency deter-
3 mining the eligibility for an applicant household
4 under ESAP shall, notwithstanding section
5 11(e)(3)—

6 “(A) to the maximum extent practicable,
7 use data matching for income verification and
8 household size; and

9 “(B)(i) allow self-declaration by the appli-
10 cant of the information required under section
11 273.2(f) of title 7, Code of Federal Regulations
12 (or successor regulations); but

13 “(ii) verify, prior to certification of the
14 household, factors of eligibility provided by the
15 applicant that the State agency determines are
16 questionable.

17 “(2) ACCOUNTABILITY AND FRAUD PREVEN-
18 TION.—In carrying out paragraph (1), a State agen-
19 cy shall establish accountability and fraud protection
20 measures to deter fraud and ensure the integrity of
21 ESAP and the supplemental nutrition assistance
22 program.

23 “(d) INTERVIEWS.—Notwithstanding section
24 11(e)(6)(A), for recertification of a household under
25 ESAP, the State agency shall not require an interview un-

1 less requested by the household, which may be conducted
2 virtually.

3 “(e) GUIDANCE.—Prior to the establishment of
4 ESAP under subsection (a), the Administrator of the
5 Food and Nutrition Service shall develop guidance for
6 States, including by consulting with States, to carry out
7 ESAP, which shall include—

8 “(1) general implementation guidelines;

9 “(2) reporting requirements;

10 “(3) quality control requirements; and

11 “(4) best practices.”

12 (c) COMBINED APPLICATION PROGRAM.—The Food
13 and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.) (as
14 amended by subsection (b)) is amended by adding at the
15 end the following:

16 **“SEC. 32. COMBINED APPLICATION PROGRAM.**

17 “(a) IN GENERAL.—Not later than 180 days after
18 the date of enactment of this section, the Secretary, in
19 coordination with the Commissioner of Social Security,
20 shall establish a program, to be known as the ‘combined
21 application program’ (referred to in this section as ‘CAP’),
22 under which a State, in carrying out the supplemental nu-
23 trition assistance program, may elect to implement a
24 streamlined application process for households in which all
25 adult members are applicants for or recipients of benefits

1 under title II of the Social Security Act (42 U.S.C. 401
2 et seq.) on the basis of a disability or supplemental secu-
3 rity income under title XVI of that Act (42 U.S.C. 1381
4 et seq.).

5 “(b) PURPOSES.—The purposes of CAP are—

6 “(1) to reduce the need for households de-
7 scribed in subsection (a) to have in-person interviews
8 with State offices administering the supplemental
9 nutrition assistance program; and

10 “(2) to increase participation in the supple-
11 mental nutrition assistance program by simplifying
12 the application process for that program through in-
13 creased automation and simplified calculation of
14 benefits.

15 “(c) CAP MODELS.—The Secretary, in coordination
16 with the Commissioner of the Social Security Administra-
17 tion, shall offer, at a minimum, each of the following mod-
18 els for States to implement CAP:

19 “(1) STANDARD MODEL.—

20 “(A) IN GENERAL.—Under the standard
21 model, the Commissioner of the Social Security
22 Administration and the State agency admin-
23 istering the supplemental nutrition assistance
24 program shall coordinate—

1 “(i) to develop a simplified joint appli-
2 cation process for the supplemental nutri-
3 tion assistance program that uses stand-
4 ardized benefit amounts or standardized
5 shelter expenses, in accordance with this
6 paragraph; and

7 “(ii) to conduct outreach to adult
8 members receiving supplemental security
9 income under title XVI of the Social Secu-
10 rity Act (42 U.S.C. 1381 et seq.) that are
11 not receiving benefits under the supple-
12 mental nutrition assistance program.

13 “(B) STANDARDIZED BENEFIT
14 AMOUNTS.—

15 “(i) IN GENERAL.—Under the stand-
16 ardized model described in subparagraph
17 (A), applicants shall receive a standardized
18 or automated benefit level under the sup-
19 plemental nutrition assistance program
20 based on their shelter expenses and other
21 income.

22 “(ii) MINIMUM STANDARDIZED BEN-
23 EFIT LEVELS.—At a minimum, there shall
24 be 2 standardized benefit levels under

1 clause (i), including, as determined by the
2 State—

3 “(I) a level for participants with
4 low shelter expenses; and

5 “(II) a level for participants with
6 high shelter expenses.

7 “(iii) COMPARABLE AMOUNT.—A
8 State shall ensure that the amount pro-
9 vided under a standardized benefit level
10 under clause (i) is comparable to an
11 amount that a participant would otherwise
12 receive under the supplemental nutrition
13 assistance program.

14 “(iv) REFERRAL.—A State shall refer
15 a household described in subsection (a) to
16 the supplemental nutrition assistance pro-
17 gram instead of enrolling that household in
18 CAP if the standardized amount that the
19 household would receive under CAP would
20 be significantly less than the amount of
21 benefits that the household would receive
22 under the supplemental nutrition assist-
23 ance program.

24 “(C) STANDARDIZED SHELTER EX-
25 PENSES.—In computing an excess shelter ex-

1 pense deduction under section 5(e)(6), a State
2 agency may use a standard utility allowance in
3 accordance with regulations promulgated by the
4 Secretary.

5 “(2) MODIFIED MODEL.—Under the modified
6 model, a State agency administering the supple-
7 mental nutrition assistance program shall—

8 “(A) conduct outreach to prospective par-
9 ticipants in the supplemental nutrition assist-
10 ance program using information from the Social
11 Security Administration to identify households
12 described in subsection (a) that are not partici-
13 pants in the supplemental nutrition assistance
14 program; and

15 “(B) send to those households simplified
16 application forms for the supplemental nutrition
17 assistance program.”.

18 **SEC. 4. ENROLLMENT AND OUTREACH PILOT PROGRAM**
19 **FOR OLDER ADULTS, KINSHIP FAMILIES, AND**
20 **ADULTS WITH DISABILITIES.**

21 The Food and Nutrition Act of 2008 (7 U.S.C. 2011
22 et seq.) (as amended by section 3(c)) is amended by add-
23 ing at the end the following:

1 **“SEC. 33. ENROLLMENT AND OUTREACH PILOT PROGRAM**
2 **FOR OLDER ADULTS, KINSHIP FAMILIES, AND**
3 **ADULTS WITH DISABILITIES.**

4 “(a) DEFINITIONS.—In this section:

5 “(1) DISABILITY.—The term ‘disability’ has the
6 meaning given the term in section 3 of the Ameri-
7 cans with Disabilities Act of 1990 (42 U.S.C.
8 12102).

9 “(2) ELIGIBLE ENTITY.—The term ‘eligible en-
10 tity’ means—

11 “(A) a State or local government agency;

12 “(B) an Indian tribe or tribal organization;

13 “(C) a nonprofit organization, including a
14 public or nonprofit provider of services;

15 “(D) a community-based organization; and

16 “(E) an educational provider.

17 “(3) KINSHIP FAMILY.—The term ‘kinship fam-
18 ily’ means a family in which a child resides with and
19 is being raised by a grandparent, another extended
20 family member, or an adult with whom the child has
21 a close family-like relationship, such as a godparent
22 or a close family friend.

23 “(4) OLDER ADULT.—The term ‘older adult’
24 has the meaning given the term ‘older individual’ in
25 section 102 of the Older Americans Act of 1965 (42
26 U.S.C. 3002).

1 “(5) PILOT PROGRAM.—The term ‘pilot pro-
2 gram’ means the pilot program established under
3 subsection (b).

4 “(b) ESTABLISHMENT.—Not later than 180 days
5 after the date of enactment of this section, the Secretary
6 shall establish a pilot program, to be known as the ‘Enroll-
7 ment and Outreach Pilot Program for Older Adults, Kin-
8 ship Families, and Adults with Disabilities’, under which
9 the Secretary shall award grants to eligible entities—

10 “(1) to raise awareness among older adults,
11 kinship families, and adults with disabilities of the
12 availability, eligibility requirements, application pro-
13 cedures, and benefits of the supplemental nutrition
14 assistance program; and

15 “(2) to support older adults, kinship families,
16 and adults with disabilities in enrolling in that pro-
17 gram.

18 “(c) PRIORITY.—In awarding grants under the pilot
19 program, the Secretary shall give priority to—

20 “(1) eligible entities that—

21 “(A) provide services to older adults or
22 adults with disabilities;

23 “(B) provide services to kinship families,
24 including kinship navigator programs;

1 “(C) have experience implementing pro-
2 grams that receive funding under the Older
3 Americans Act of 1965 (42 U.S.C. 3001 et
4 seq.);

5 “(D) have experience implementing pro-
6 grams administered by the Food and Nutrition
7 Service; or

8 “(E) receive, plan to receive, or dem-
9 onstrate an ability to partner with a program
10 that receives funding under the Older Ameri-
11 cans Act of 1965 (42 U.S.C. 3001 et seq.), the
12 Americans with Disabilities Act of 1990 (42
13 U.S.C. 12101 et seq.), or nutrition programs
14 administered by the Secretary; and

15 “(2) projects that will—

16 “(A) serve communities with high rates of
17 food insecurity, malnutrition, or low food ac-
18 cess;

19 “(B) serve rural communities, indigenous
20 communities, or communities of color;

21 “(C) serve members of the lesbian, gay, bi-
22 sexual, transgender, and queer community;

23 “(D) serve adults with limited English pro-
24 ficiency;

25 “(E) serve veterans;

1 “(F) serve residents in federally subsidized
2 housing, including federally subsidized housing
3 units for older adults and adults with disabili-
4 ties;

5 “(G) serve residents living in housing serv-
6 ing kinship families; and

7 “(H) incorporate nutrition education ac-
8 tivities that promote healthy eating and active
9 lifestyles.

10 “(d) ELIGIBLE ACTIVITIES.—An eligible entity re-
11 ceiving a grant under the pilot program shall use the grant
12 to carry out 1 or more of the following activities:

13 “(1) Application assistance, including—

14 “(A) eligibility prescreening;

15 “(B) assistance completing an application
16 for the supplemental nutrition assistance pro-
17 gram;

18 “(C) assistance obtaining application
19 verification documents;

20 “(D) medical expense deduction coun-
21 seling; and

22 “(E) translation of materials and bilingual
23 accommodation.

1 “(2) Tailored information dissemination about
2 the supplemental nutrition assistance program, in-
3 cluding through—

4 “(A) community-based outreach workshops
5 and events;

6 “(B) a toll-free hotline to provide informa-
7 tion about Federal, State, and local food re-
8 sources;

9 “(C) informational websites and other so-
10 cial media sites; and

11 “(D) printed or digital informational con-
12 tent.

13 “(3) Transportation, including—

14 “(A) transportation to or from a local of-
15 fice of the supplemental nutrition assistance
16 program; and

17 “(B) administration of vouchers or similar
18 items for the transportation described in sub-
19 paragraph (A).

20 “(4) Identification, implementation, analysis,
21 and dissemination of replicable and scalable models
22 for increasing enrollment in the supplemental nutri-
23 tion assistance program among older adults, kinship
24 families, and adults with disabilities.

25 “(e) GRANTS.—

1 “(1) MAXIMUM AMOUNT.—A grant awarded
2 under the pilot program to an eligible entity for a
3 fiscal year shall be not less than \$50,000, but not
4 more than \$250,000.

5 “(2) DURATION.—An eligible entity may be
6 awarded a grant under the pilot program for not
7 more than 5 years.

8 “(f) EVALUATION.—Not later than 2 years after the
9 date of establishment of the pilot program, the Secretary
10 shall conduct an evaluation of the pilot program.

11 “(g) FUNDING.—

12 “(1) IN GENERAL.—In addition to amounts
13 otherwise available, there is appropriated, out of any
14 funds in the Treasury not otherwise appropriated,
15 \$12,250,000, to remain available until expended, to
16 carry out the pilot program, of which not more than
17 \$250,000 shall be used to carry out the evaluation
18 under subsection (f).

19 “(2) ADMINISTRATIVE COSTS.—Of the amounts
20 made available under paragraph (1) (excluding the
21 amount made available to carry out subsection (f)),
22 not more than 3 percent may be used by the Sec-
23 retary for administrative costs.”.

1 **SEC. 5. FOOD DELIVERY UNDER SUPPLEMENTAL NUTRI-**
2 **TION ASSISTANCE PROGRAM.**

3 The Food and Nutrition Act of 2008 (7 U.S.C. 2011
4 et seq.) (as amended by section 4) is amended by adding
5 at the end the following:

6 **“SEC. 34. FOOD DELIVERY.**

7 “(a) DEFINITIONS.—In this section:

8 “(1) COVERED RETAIL FOOD STORE.—The
9 term ‘covered retail food store’ means a retail food
10 store, a public or private nonprofit meal delivery
11 service, or a public or nonprofit meal delivery pro-
12 vider participating in the supplemental nutrition as-
13 sistance program that is unable to cover the cost of
14 food delivery for participants of that program.

15 “(2) EMPLOYEE.—The term ‘employee’ has the
16 meaning given the term in section 3 of the Fair
17 Labor Standards Act of 1938 (29 U.S.C. 203).

18 “(b) PROGRAM MODIFICATIONS.—

19 “(1) IN GENERAL.—In carrying out the supple-
20 mental nutrition assistance program, the Secretary
21 shall—

22 “(A) notify retail food stores participating
23 in the supplemental nutrition assistance pro-
24 gram of existing opportunities through which
25 the retail food stores can deliver food to pro-
26 gram participants, including by—

1 “(i) allowing an EBT card to be
2 swiped on delivery of food to the home
3 (with a mobile device); and

4 “(ii) preparing food for pick-up;

5 “(B) authorize public-private partnerships
6 between the Department of Agriculture, retail
7 food stores participating in the supplemental
8 nutrition assistance program, and community-
9 based organizations to provide free or low-cost
10 food delivery, including through the use of pri-
11 vate funds;

12 “(C) in the case of a covered retail food
13 store, use funds made available under subpara-
14 graph (E) of paragraph (3) to provide, in ac-
15 cordance with that paragraph, free grocery de-
16 livery for program participants who are older
17 adults or adults with disabilities who are unable
18 to shop for food or lack safe and accessible
19 transportation options to the covered retail food
20 store; and

21 “(D) require each State to submit to the
22 Secretary a State plan that describes how the
23 State will—

24 “(i) work with retail food stores par-
25 ticipating in the supplemental nutrition as-

1 sistance program and other community-
2 based partners to establish a process for
3 food delivery for program participants;

4 “(ii) administer the reimbursements
5 described in paragraph (3), including tim-
6 ing, eligibility, and distribution processes;
7 and

8 “(iii) ensure that retail food stores
9 participating in the supplemental nutrition
10 assistance program that are reimbursed for
11 delivery costs under paragraph (3) adhere
12 to the requirements described in subpara-
13 graph (B) of that paragraph.

14 “(2) STATE PLANS.—Not later than 10 days
15 after the date on which the Secretary receives a
16 State plan under paragraph (1)(D), the Secretary
17 shall—

18 “(A) approve or deny the State plan; and

19 “(B) make publicly available on the
20 website of the Department of Agriculture—

21 “(i) the State plan;

22 “(ii) the determination made under
23 subparagraph (A) with respect to that
24 plan; and

1 “(iii) any guidance issued to the State
2 with respect to that plan.

3 “(3) REIMBURSEMENT OF RETAIL FOOD
4 STORES.—

5 “(A) IN GENERAL.—Notwithstanding any
6 other provision of law (including regulations, in-
7 cluding sections 274.7(f) and 278.2(b) of title
8 7, Code of Federal Regulations (or successor
9 regulations)), subject to the availability of
10 funds, a State agency shall reimburse a covered
11 retail food store for the cost of food delivery to
12 program participants described in paragraph
13 (1)(C) if—

14 “(i) the covered retail food store
15 meets the requirements under subpara-
16 graph (B); and

17 “(ii) the majority of the number of
18 food items delivered by the covered retail
19 food store are eligible for redemption using
20 benefits under the program, regardless of
21 whether the delivery includes nonfood
22 items, subject to the condition that those
23 nonfood items are of de minimis value.

24 “(B) REQUIREMENTS.—A covered retail
25 food store may receive reimbursement for the

1 cost of food delivery to program participants
2 described in paragraph (1)(C) if the following
3 requirements are met:

4 “(i) Food delivery is performed by
5 employees of the covered retail food store
6 or employees of an entity contracted by the
7 covered retail food store to perform deliv-
8 eries.

9 “(ii) Before any employee described in
10 clause (i) begins making food deliveries,
11 that employee receives employer-provided
12 health and safety training that reflects the
13 most recent guidelines of the Centers for
14 Disease Control and Prevention.

15 “(iii) All employees described in
16 clause (i) performing deliveries are paid at
17 a rate that is not less than the greater
18 of—

19 “(I) the minimum wage rate es-
20 tablished under section 6(a)(1) of the
21 Fair Labor Standards Act of 1938
22 (29 U.S.C. 206(a)(1)); and

23 “(II) the minimum wage rate es-
24 tablished by the applicable State or lo-
25 cality in which the employee works.

1 “(iv) The covered retail food store
2 meets the size standard determined by the
3 Small Business Administration for a super-
4 market or other grocery retailer or a con-
5 venience retailer under section 121.201 of
6 title 13, Code of Federal Regulations (or
7 successor regulations).

8 “(v) The covered retail food store does
9 not—

10 “(I) charge the supplemental nu-
11 trition assistance program participant
12 for delivery costs that the covered re-
13 tail food store will be reimbursed for;

14 “(II) require minimum purchase
15 thresholds in order to provide free de-
16 livery;

17 “(III) restrict delivery times to
18 least favorable windows for supple-
19 mental nutrition assistance program
20 participants; or

21 “(IV) charge surge pricing.

22 “(C) REIMBURSABLE COSTS.—Reimburs-
23 able costs under subparagraph (A) include costs
24 associated with purchasing point-of-sale devices

1 or receiving technical assistance relating to
2 point-of-sale devices.

3 “(D) MAXIMUM REIMBURSEMENT PER DE-
4 LIVERY.—The maximum amount of reimburse-
5 ment under subparagraph (A) for a food deliv-
6 ery fee shall be \$10 per delivery, which may be
7 adjusted by the Secretary for inflation.

8 “(E) AUTHORIZATION OF APPROPRIA-
9 TIONS.—There is authorized to be appropriated
10 to the Secretary \$500,000,000 for fiscal year
11 2024, and each fiscal year thereafter, to remain
12 available until expended, to cover the cost of
13 food delivery described in paragraph (1)(C), to
14 be distributed among the States to fund reim-
15 bursements by States under subparagraph (A).

16 “(4) REPORT.—Not later than April 30, 2025,
17 and April 30 of each year thereafter, the Secretary
18 shall submit to the Committee on Agriculture, Nutri-
19 tion, and Forestry of the Senate and the Committee
20 on Agriculture of the House of Representatives a re-
21 port that describes, for the period covered by the re-
22 port, as applicable—

23 “(A) the number of program participants
24 using food delivery services, including the per-

1 centage of those participants that are older
2 adults and adults with disabilities;

3 “(B) the authorized program retailers that
4 were reimbursed under paragraph (3) and each
5 reimbursement amount;

6 “(C) any complications or difficulties expe-
7 rienced by States in administering reimburse-
8 ments under paragraph (3); and

9 “(D) recommendations or best practices to
10 assist States in implementing food delivery pro-
11 grams.”.

12 **SEC. 6. COMMODITY SUPPLEMENTAL FOOD PROGRAM.**

13 (a) FUNDS.—Section 4 of the Agriculture and Con-
14 sumer Protection Act of 1973 (7 U.S.C. 612c note; Public
15 Law 93–86) is amended—

16 (1) in subsection (a), in the first sentence, by
17 striking “2023” and inserting “2028”; and

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

19 “(d) FUNDS.—In addition to amounts otherwise
20 available, there is appropriated, out of any funds in the
21 Treasury not otherwise appropriated, to carry out the pro-
22 gram under this section \$10,000,000 for each of fiscal
23 years 2024 through 2028.”.

1 (b) ADULTS WITH DISABILITIES.—Section 5 of the
2 Agriculture and Consumer Protection Act of 1973 (7
3 U.S.C. 612c note; Public Law 93–86) is amended—

4 (1) by striking “2023” each place it appears
5 and inserting “2028”;

6 (2) in subsection (g)—

7 (A) in paragraph (1), by striking “to low-
8 income persons aged 60 and older.” and insert-
9 ing the following: “to—

10 “(A) low-income persons aged 60 and
11 older; and

12 “(B) low-income adults with disabilities (as
13 defined in section 3 of the Americans with Dis-
14 abilities Act of 1990 (42 U.S.C. 12102)).”;

15 (B) by redesignating paragraph (2) as
16 paragraph (3);

17 (C) by inserting after paragraph (1) the
18 following:

19 “(2) INCOME ELIGIBILITY.—For purposes of
20 paragraph (1), a low-income individual described in
21 subparagraph (A) or (B) of that paragraph shall
22 have a gross income level that is less than 185 per-
23 cent of the Federal poverty line.”; and

24 (D) in paragraph (3)(B) (as so redesign-
25 ated), in the matter preceding clause (i), by

1 striking “of—” and all that follows through the
2 period at the end of clause (ii) and inserting “of
3 36 months.”; and

4 (3) in subsection (i), in the matter preceding
5 paragraph (1)—

6 (A) by inserting “or low-income adults
7 with disabilities described in subsection
8 (g)(1)(B)” after “elderly persons”; and

9 (B) by striking “to each elderly participant
10 in or applicant for the commodity supplemental
11 food program for the elderly” and inserting “to
12 each participant in or applicant for such a pro-
13 gram”.

14 **SEC. 7. SENIORS FARMERS’ MARKET NUTRITION PROGRAM.**

15 (a) IN GENERAL.—Section 4402 of the Farm Secu-
16 rity and Rural Investment Act of 2002 (7 U.S.C. 3007)
17 is amended—

18 (1) in subsection (a)—

19 (A) by striking “Of the funds” and insert-
20 ing the following:

21 “(1) MANDATORY FUNDING.—Of the funds”;

22 (B) in paragraph (1) (as so designated), by
23 inserting “(referred to in this section as the
24 ‘Secretary’)” after “Agriculture”; and

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

1 “(2) AUTHORIZATION OF APPROPRIATIONS.—

2 There are authorized to be appropriated to the Sec-
3 retary to carry out and expand the seniors farmers’
4 market nutrition program—

5 “(A) not less than \$60,000,000 for fiscal
6 year 2024;

7 “(B) not less than \$70,000,000 for fiscal
8 year 2025; and

9 “(C) not less than \$100,000,000 for each
10 of fiscal years 2026 through 2028.”;

11 (2) in subsection (b)(1), by inserting “and
12 adults with disabilities (as defined in section 3 of the
13 Americans with Disabilities Act of 1990 (42 U.S.C.
14 12102))” before the semicolon at the end;

15 (3) by redesignating subsections (e) through (f)
16 as subsections (f) through (i), respectively; and

17 (4) by inserting after subsection (b) the fol-
18 lowing:

19 “(c) BENEFIT AMOUNTS.—Under the seniors farm-
20 ers’ market nutrition program—

21 “(1) the minimum individual benefit shall be
22 \$35; and

23 “(2) the maximum individual benefit shall be
24 \$80.

1 “(d) CERTIFICATION PERIOD.—The certification pe-
2 riod for participants in the seniors farmers’ market nutri-
3 tion program shall be 36 months.

4 “(e) MODERNIZATION GRANTS.—

5 “(1) IN GENERAL.—Not later than 180 days
6 after the date of enactment of the Senior Hunger
7 Prevention Act of 2023, the Secretary shall establish
8 a grant program under which the Secretary shall
9 award grants to State agencies, including Tribal or-
10 ganizations (as defined in section 3 of the Food and
11 Nutrition Act of 2008 (7 U.S.C. 2012)) and terri-
12 tories, that administer the senior farmers’ market
13 nutrition program to modernize program operations,
14 including—

15 “(A) by transitioning from paper-based
16 coupons to an electronic transaction technology,
17 such as a web-based service or installable soft-
18 ware; and

19 “(B) by increasing benefit utilization at
20 farmers’ markets.

21 “(2) GRANT AMOUNT.—

22 “(A) IN GENERAL.—The amount of a
23 grant awarded under paragraph (1) shall not
24 exceed \$350,000.

1 “(B) SUPPLIES.—In the case of an entity
2 that receives a grant under paragraph (1) and
3 uses the grant for purposes described in sub-
4 paragraph (F) of paragraph (3), not more than
5 \$25,000 may be used to carry out that subpara-
6 graph.

7 “(3) ELIGIBLE EXPENSES.—An entity receiving
8 a grant under paragraph (1) may use the grant
9 for—

10 “(A) costs associated with procurement of
11 electronic transaction technology;

12 “(B) planning costs, including personnel
13 costs, relating to electronic transaction tech-
14 nology procurement and implementation;

15 “(C) costs associated with evaluating the
16 impact of transitioning from coupon-based oper-
17 ations to an electronic transaction technology;

18 “(D) training, outreach, and promotional
19 material costs, including the costs associated
20 with translating materials;

21 “(E) maintenance and operations of the
22 electronic transaction technology procured using
23 the grant during the period of performance of
24 the grant;

1 “(F) the purchase of supplies needed to
2 perform electronic transactions onsite; and

3 “(G) additional costs associated with mod-
4 ernizing program operations, as determined ap-
5 propriate by the Secretary.

6 “(4) REPORTS.—Each entity that receives a
7 grant under paragraph (1) shall submit to the Sec-
8 retary and the Administrator of the Food and Nutri-
9 tion Service quarterly performance progress reports
10 on the use of the grant.

11 “(5) AUTHORIZATION OF APPROPRIATIONS.—
12 There is authorized to be appropriated to the Sec-
13 retary to carry out this subsection \$15,000,000 for
14 fiscal year 2024 and each fiscal year thereafter.”.

15 (b) INCOME GUIDELINES.—The Secretary shall re-
16 vise section 249.6(a)(3) of title 7, Code of Federal Regula-
17 tions (or successor regulations), so that income eligibility
18 is at or below 200 percent of the poverty income guide-
19 lines.

20 **SEC. 8. INFRASTRUCTURE FUNDING FOR FARMERS’ MAR-**
21 **KETS; LOCAL PROCUREMENT PILOT PRO-**
22 **GRAM.**

23 The Farm Security and Rural Investment Act of
24 2002 is amended by inserting after section 4402 (7 U.S.C.
25 3007) the following:

1 **“SEC. 4403. INFRASTRUCTURE FUNDING FOR FARMERS’**
2 **MARKETS; LOCAL PROCUREMENT PILOT**
3 **PROGRAM.**

4 “(a) DEFINITIONS.—In this section:

5 “(1) DISABILITY.—The term ‘disability’ has the
6 meaning given the term in section 3 of the Ameri-
7 cans with Disabilities Act of 1990 (42 U.S.C.
8 12102).

9 “(2) FINANCIAL ASSISTANCE.—The term ‘fi-
10 nancial assistance’ means—

11 “(A) a loan;

12 “(B) a loan guarantee; and

13 “(C) a grant.

14 “(3) OLDER ADULT.—The term ‘older adult’
15 has the meaning given the term ‘older individual’ in
16 section 102 of the Older Americans Act of 1965 (42
17 U.S.C. 3002).

18 “(4) PROGRAM.—The term ‘program’ means
19 the program established under subsection (b).

20 “(5) SECRETARY.—The term ‘Secretary’ means
21 the Secretary of Agriculture.

22 “(b) INFRASTRUCTURE FUNDING FOR FARMERS’
23 MARKETS.—

24 “(1) DEFINITION OF ELIGIBLE ENTITY.—In
25 this subsection, the term ‘eligible entity’ means an
26 entity that—

1 “(A) is—

2 “(i) an agricultural cooperative or
3 other agricultural business entity or a pro-
4 ducer network or association, including a
5 community supported agriculture network
6 or association;

7 “(ii) a local or Tribal government;

8 “(iii) a nonprofit corporation;

9 “(iv) a public benefit corporation;

10 “(v) an economic development cor-
11 poration;

12 “(vi) a regional farmers’ market au-
13 thority;

14 “(vii) a food council; or

15 “(viii) any other entity as determined
16 by the Secretary; and

17 “(B) can demonstrate financial need, as
18 determined by the Secretary.

19 “(2) ESTABLISHMENT.—Not later than 180
20 days after the date of enactment of the Senior Hun-
21 ger Prevention Act of 2023, the Secretary shall es-
22 tablish a program under which the Secretary shall
23 provide financial assistance to eligible entities for—

24 “(A) the establishment of new farmers’
25 markets;

1 “(B) the improvement or rehabilitation of
2 existing farmers’ markets, including by adding
3 or improving payment technologies used in
4 those farmers’ markets; and

5 “(C) the expansion of community sup-
6 ported agriculture to serve older adults and
7 adults with disabilities.

8 “(3) REQUIREMENTS.—An eligible entity that
9 receives financial assistance under the program shall
10 be required—

11 “(A) to host farmers’ markets or related
12 activities at locations accessible—

13 “(i) by public transportation;

14 “(ii) by paratransit; or

15 “(iii) through transportation services
16 provided under the Older Americans Act of
17 1965 (42 U.S.C. 3001 et seq.); and

18 “(B) to reserve not less than 50 percent of
19 the floor area of an applicable farmers’ market
20 for the sale of products that are produced lo-
21 cally, as determined by the Secretary, by—

22 “(i) farmers, ranchers, or aquaculture,
23 mariculture, or fisheries operators; or

1 “(ii) associations of farmers, ranchers,
2 or aquaculture, mariculture, or fisheries
3 operators.

4 “(4) COST SHARING.—The non-Federal share
5 of a grant provided under the program shall be 20
6 percent of the amount of the grant, which may com-
7 prise transportation costs, volunteer contributions,
8 and in-kind staffing.

9 “(5) FUNDING.—Of the funds of the Com-
10 modity Credit Corporation, the Secretary shall use
11 to carry out this subsection \$50,000,000 for each of
12 fiscal years 2024 through 2028.

13 “(c) LOCAL PROCUREMENT PILOT PROGRAM.—

14 “(1) DEFINITIONS.—In this subsection:

15 “(A) AGRICULTURAL PRODUCER.—The
16 term ‘agricultural producer’ includes—

17 “(i) an agricultural cooperative;

18 “(ii) a person engaged in farming,
19 ranching, or aquaculture;

20 “(iii) a person engaged in the packing
21 of a food product; and

22 “(iv) a person engaged in the minimal
23 processing of a food product, as deter-
24 mined by the Secretary.

1 “(B) ELIGIBLE ENTITY.—The term ‘eligi-
2 ble entity’ means an entity that—

3 “(i)(I) coordinates enrollment in and
4 distribution of benefits under the seniors
5 farmers’ market nutrition program; or

6 “(II) demonstrates an ability to part-
7 ner with an entity that coordinates enroll-
8 ment in and distribution of benefits under
9 the seniors farmers’ market nutrition pro-
10 gram; and

11 “(ii) is—

12 “(I) a public or nonprofit pro-
13 vider of nutrition services or support
14 to older adults or adults with disabil-
15 ities, including—

16 “(aa) an Aging and Dis-
17 ability Resource Center (as de-
18 fined in section 102 of the Older
19 Americans Act of 1965 (42
20 U.S.C. 3002));

21 “(bb) an area agency on
22 aging (as defined in that section);

23 “(cc) a State health insur-
24 ance program;

25 “(dd) a State unit on aging;

1 “(ee) a center for inde-
2 pendent living;

3 “(ff) a community health
4 center;

5 “(gg) a multipurpose senior
6 center; and

7 “(hh) federally subsidized
8 housing, including federally sub-
9 sidized housing units for older
10 adults and adults with disabil-
11 ities; and

12 “(II) a local, State, or national
13 parks and recreation department.

14 “(2) ESTABLISHMENT.—Not later than 180
15 days after the date of enactment of the Senior Hun-
16 ger Prevention Act of 2023, the Secretary shall es-
17 tablish a pilot program under which the Secretary
18 shall award grants to eligible entities to contract
19 with agricultural producers that will grow produce to
20 support the local procurement and contracting of
21 produce for eligible entities.

22 “(3) PRIORITY.—In awarding grants under
23 paragraph (2), the Secretary shall give priority to an
24 eligible entity that will use the grant funds to benefit
25 underserved communities, including communities

1 that are located in areas of concentrated poverty
2 with limited access to fresh locally or regionally
3 grown food.

4 “(4) METHODS.—Under a contract described in
5 paragraph (2), an agricultural producer may grow
6 produce through traditional or controlled environ-
7 mental agriculture farming.

8 “(5) EVALUATION.—Not later than 2 years
9 after the date of establishment of the pilot program
10 under paragraph (2), the Secretary shall conduct an
11 evaluation of the pilot program.

12 “(6) FUNDING.—

13 “(A) IN GENERAL.—Of the funds of the
14 Commodity Credit Corporation, the Secretary
15 shall use to carry out this subsection \$350,000
16 for each of fiscal years 2024 through 2028.

17 “(B) ADMINISTRATIVE COSTS.—Of the
18 amounts made available under subparagraph
19 (A) for a fiscal year, not more than 5 percent
20 may be used for administrative costs.

21 “(C) EVALUATION.—In addition to
22 amounts made available under subparagraph
23 (A), there is appropriated to the Secretary, out
24 of any funds in the Treasury not otherwise ap-

1 appropriated, \$25,000 to carry out paragraph
2 (5).”.

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