

119TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To amend the Richard B. Russell National School Lunch Act to require schools to offer a variety of milk to students participating in the school lunch program, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

Mr. FETTERMAN (for himself, Mr. KENNEDY, and Mr. BOOKER) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend the Richard B. Russell National School Lunch Act to require schools to offer a variety of milk to students participating in the school lunch 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 “Freedom in School  
5 Cafeterias and Lunches Act” or the “FISCAL Act”.

1 **SEC. 2. TYPES OF MILK OFFERED UNDER THE SCHOOL**  
2 **LUNCH PROGRAM.**

3 (a) IN GENERAL.—Section 9(a)(2) of the Richard B.  
4 Russell National School Lunch Act (42 U.S.C.  
5 1758(a)(2)) is amended—

6 (1) in the heading, by striking “FLUID MILK”  
7 and inserting “MILK”;

8 (2) in subparagraph (A)—

9 (A) in clause (i)—

10 (i) by striking “fluid milk. Such milk”  
11 and inserting “milk, including fluid milk  
12 and plant-based milk, which”;

13 (ii) by inserting “or, in the case of a  
14 plant-based milk not included under those  
15 guidelines, consistent with nutritional  
16 standards established by the Secretary”  
17 after “(7 U.S.C. 5341)”;

18 (iii) by inserting “and” after the semi-  
19 colon;

20 (B) in clause (ii), by striking “; and” and  
21 inserting a period; and

22 (C) by striking clause (iii);

23 (3) by striking subparagraph (B);

24 (4) by redesignating subparagraph (C) as sub-  
25 paragraph (B); and

1           (5) in subparagraph (B) (as so redesignated),  
2           in the matter preceding clause (i), by inserting “or  
3           plant-based milk” after “fluid milk”.

4           (b) CONFORMING AMENDMENTS.—

5           (1) Section 14(f) of the Richard B. Russell Na-  
6           tional School Lunch Act (42 U.S.C. 1762a(f)) is  
7           amended, in the third sentence, by inserting “or  
8           plant-based” before “milk”.

9           (2) Section 20(c) of the Richard B. Russell Na-  
10          tional School Lunch Act (42 U.S.C. 1769b(c)) is  
11          amended by striking “fluid”.