

119TH CONGRESS
1ST SESSION

S. 1236

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.

IN THE SENATE OF THE UNITED STATES

APRIL 1 (legislative day, MARCH 31), 2025

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

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)”; and

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”.

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