

Tom Coburn
S.L.C.

AMENDMENT NO. _____ Calendar No. _____

Purpose: To improve nutrition services by consolidating duplicative programs and directing the savings to food assistance.

IN THE SEN

AMENDMENT N^o 1005

By Coburn

To: _____

To read S. 954

Referred 10
Page(s)

GPO: 2012 77-320 (mac)

AMENDMENT intended to be proposed by MR. COBURN
Viz: (FOR HIMSELF, AND MR. MCCAIN)

1 On page 421, between lines 3 and 4, insert the following:
2

3 **SEC. 42 . EVALUATION AND CONSOLIDATION OF DUPLICATIVE NUTRITION PROGRAMS.**
4

5 (a) EVALUATION.—

6 (1) IN GENERAL.—Not later than June 1,
7 2014, the Secretary, the Assistant Secretary for
8 Aging, and the Administrator of the Federal Emergency Management Agency, as appropriate, shall
9 submit to Congress and post on the public Internet
10 website of the Department a report on the outcomes
11 of the following programs:
12

1 (A) The child and adult care food program
2 established under section 17 of the Richard B.
3 Russell National School Lunch Act (42 U.S.C.
4 1766).

5 (B) The community food projects competi-
6 tive grant program established under section 25
7 of the Food and Nutrition Act of 2008 (7
8 U.S.C. 2034).

9 (C) The Emergency Food and Shelter Pro-
10 gram under title III of the McKinney-Vento
11 Homeless Assistance Act (42 U.S.C. 11331 et
12 seq.).

13 (D) The grants to American Indian, Alas-
14 ka Native, and Native Hawaiian organizations
15 for nutrition and supportive services program
16 carried out under title VI of the Older Ameri-
17 cans Act of 1965 (42 U.S.C. 3057 et seq.).

18 (E) The food distribution program on In-
19 dian reservations established under section 4(b)
20 of the Food and Nutrition Act of 2008 (7
21 U.S.C. 2013(b)).

22 (F) The fresh fruit and vegetable program
23 established under section 19 of the Richard B.
24 Russell National School Lunch Act (42 U.S.C.
25 1769a).

1 (G) The seniors farmers' market nutrition
2 program established under section 4402 of the
3 Farm Security and Rural Investment Act of
4 2002 (7 U.S.C. 3007).

5 (H) The summer food service program for
6 children established under section 13 of the
7 Richard B. Russell National School Lunch Act
8 (42 U.S.C. 1761).

9 (I) The emergency food assistance program
10 established under the Emergency Food Assist-
11 ance Act of 1983 (7 U.S.C. 7501 et seq.).

12 (J) The farmers' market nutrition program
13 established under section 17(m) of the Child
14 Nutrition Act of 1966 (42 U.S.C. 1786(m)).

15 (2) REQUIREMENTS.—

16 (A) DEFINITIONS.—In this paragraph:

17 (i) ADMINISTRATIVE EXPENSES.—

18 (I) IN GENERAL.—Except as pro-
19 vided in subclause (II), the term “ad-
20 ministrative expenses” has the mean-
21 ing given the term by the Director of
22 the Office of Management and Budget
23 under section 504(b)(2) of the Energy
24 and Water Development and Related
25 Agencies Appropriations Act, 2010

1 (31 U.S.C. 1105 note; Public Law
2 111–85).

3 (II) INCLUSIONS.—The term
4 “administrative expenses” include,
5 with respect to an agency—

6 (aa) costs incurred by the
7 agency and costs incurred by
8 grantees, subgrantees, and other
9 recipients of funds from a grant
10 program or other program ad-
11 ministered by the agency; and

12 (bb) expenses related to per-
13 sonnel salaries and benefits,
14 property management, travel,
15 program management, pro-
16 motion, reviews and audits, case
17 management, and communication
18 about, promotion of, and out-
19 reach for programs and program
20 activities administered by the
21 agency.

22 (ii) SERVICES.—

23 (I) IN GENERAL.—Subject to
24 subclause (II), the term “services”
25 has the meaning provided by the Di-

1 rector of the Office of Management
2 and Budget.

3 (II) LIMITATION.—The term
4 “services” shall be limited to activi-
5 ties, assistance, and aid that provide a
6 direct benefit to a recipient, such as
7 the provision of medical care, assist-
8 ance for housing or tuition, or finan-
9 cial support (including grants and
10 loans).

11 (B) REQUIREMENTS.—In evaluating the
12 outcomes of programs for the report under
13 paragraph (1), the Secretary, the Assistant Sec-
14 retary for Aging, and the Administrator of the
15 Federal Emergency Management Agency shall,
16 for each applicable program that is a subject of
17 the report—

18 (i) determine the total administrative
19 expenses of the program;

20 (ii) determine the expenditures for
21 services for the program;

22 (iii) estimate the number of clients
23 served by the program and beneficiaries
24 who received assistance under the program
25 (if applicable); and

1 (iv) estimate—

2 (I) the number of full-time em-
3 ployees who administer the program;
4 and

5 (II) the number of full-time
6 equivalents (whose salary is paid in
7 part or full by the Federal Govern-
8 ment through a grant or contract, a
9 subaward of a grant or contract, a co-
10 operative agreement, or another form
11 of financial award or assistance) who
12 assist in administering the program.

13 (b) ELIMINATIONS AND CONSOLIDATIONS.—

14 (1) COMMODITY SUPPLEMENTAL FOOD PRO-
15 GRAM.—

16 (A) REPEAL.—Notwithstanding the
17 amendments made by section 4012, section 5 of
18 the Agriculture and Consumer Protection Act
19 of 1973 (7 U.S.C. 612c note; Public Law 93-
20 86) is repealed.

21 (B) USE OF SAVINGS.—Amounts saved as
22 a result of the repeal made by subparagraph
23 (A) shall be made available, without further ap-
24 propriation, to the Secretary to carry out the
25 food assistance activities of other programs of

1 the Department of Agriculture that the Comp-
2 troller General of the United States identified
3 as having positive outcomes related to the goals
4 of the programs in the report entitled “Domes-
5 tic Food Assistance: Complex System Benefits
6 Millions, but Additional Efforts Could Address
7 Potential Inefficiency and Overlap among
8 Smaller Programs (GAO-10-346)” and dated
9 April 2010.

10 (2) SENIORS FARMERS’ MARKET NUTRITION
11 PROGRAM.—

12 (A) REPEAL.—Notwithstanding the
13 amendment made by section 4202, section 4402
14 of the Farm Security and Rural Investment Act
15 of 2002 (7 U.S.C. 3007) is repealed.

16 (B) INCOMPLETE AND ONGOING
17 PROJECTS.—The Secretary shall continue to
18 carry out any incomplete or ongoing projects
19 previously carried out under the section re-
20 pealed by subparagraph (A) through the farm-
21 ers’ market nutrition program established
22 under section 17(m) of the Child Nutrition Act
23 of 1966 (42 U.S.C. 1786(m)).

24 (C) USE OF SAVINGS.—Amounts saved as
25 a result of the repeal made by subparagraph

1 (A) shall be made available, without further ap-
2 propriation, to the Secretary to carry out the
3 food assistance activities of other programs of
4 the Department of Agriculture that the Comp-
5 troller General of the United States identified
6 as having positive outcomes related to the goals
7 of the programs in the report entitled “Domes-
8 tic Food Assistance: Complex System Benefits
9 Millions, but Additional Efforts Could Address
10 Potential Inefficiency and Overlap among
11 Smaller Programs (GAO-10-346)” and dated
12 April 2010.

13 (3) ELIMINATION OF DUPLICATIVE FUNC-
14 TIONS.—

15 (A) IN GENERAL.—The Secretary, in co-
16 ordination with the Secretary of Health and
17 Human Services, using the administrative au-
18 thorities of the Secretaries, shall eliminate, con-
19 solidate, and streamline any overlapping or du-
20 plicative functions of the Secretaries in carrying
21 out—

22 (i) section 4(b) of the Food and Nu-
23 trition Act of 2008 (7 U.S.C. 2013(b));

24 (ii) title VI of the Older Americans
25 Act of 1965 (42 U.S.C. 3057 et seq.); and

1 (iii) section 311 of the Older Ameri-
2 cans Act of 1965 (42 U.S.C. 3030a).

3 (B) REPORTS.—The Secretary and the
4 Secretary of Health and Human Services shall
5 submit to Congress a report describing any leg-
6 islative changes required to carry out subpara-
7 graph (A).

8 (4) REQUIREMENTS.—In carrying out this sec-
9 tion, the Secretary shall ensure that—

10 (A) in repealing and consolidating pro-
11 grams, the eligibility, benefits, and services to
12 existing clients are not interrupted or reduced;
13 and

14 (B) in consolidating programs and making
15 recommendations for further consolidations and
16 eliminations, priority is given to continuing pro-
17 grams with the best outcomes that serve the
18 most clients with the least amount of adminis-
19 trative costs.

20 (5) RECOMMENDATIONS FOR LEGISLATIVE
21 CHANGES.—Not later than 150 days after the date
22 of enactment of this Act, the Secretaries of Agri-
23 culture, Health and Human Services, and Homeland
24 Security shall submit to Congress a report that iden-
25 tifies any legislative changes that 1 or more of the

1 Secretaries determine to be necessary to further
2 eliminate, consolidate, or streamline duplicative and
3 overlapping functions identified in—

4 (A) the report of the Government Account-
5 ability Office entitled “Opportunities to Reduce
6 Government Duplication in Government Pro-
7 grams, Save Tax Dollars, and Enhance Rev-
8 enue (GAO 11 318SP)” and dated March
9 2011;

10 (B) the testimony of the Government Ac-
11 countability Office before the Subcommittee on
12 Primary Health Aging, Senate Committee on
13 Health, Education Labor, and Pensions entitled
14 “Nutrition Assistance: Additional Efficiencies
15 Could Improve Services to Older Adults (GAO-
16 11-782T)” and dated June 2011; and

17 (C) the report of the Government Account-
18 ability Office entitled “Domestic Food Assist-
19 ance: Complex System Benefits Millions, but
20 Additional Efforts Could Address Potential In-
21 efficiency and Overlap among Smaller Pro-
22 grams (GAO-10-346)” and dated April 2010.