

Purpose: In the nature of a substitute.

S. 222

To amend the Richard B. Russell National School Lunch Act to allow schools that participate in the school lunch program to serve whole milk, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE INTENDED TO BE PROPOSED BY MR. BOOZMAN

Viz:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Whole Milk for Healthy Kids Act of 2025”.

SEC. 2. ORGANIC OR NON-ORGANIC WHOLE MILK PERMISSIBLE.

(a) In General.—Section 9(a)(2) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1758(a)(2)) is amended—

(1) in subparagraph (A)—

(A) by striking clauses (i) and (ii) and inserting the following:

“(i) shall offer students a variety of fluid milk;

“(ii) may offer students options which may include flavored and unflavored organic or nonorganic whole, reduced-fat, low-fat, and fat-free fluid milk and lactose-free fluid milk, and nondairy beverages that are nutritionally equivalent to fluid milk and meet the nutritional standards established by the Secretary (which shall, among other requirements to be determined by the Secretary, include fortification of calcium, protein, vitamin A, and vitamin D to levels found in cow’s milk); and”;

(B) in clause (iii), by striking “physician” and inserting “physician, parent, or legal guardian”;

(2) in subparagraph (C), in the matter preceding clause (i), by striking “fluid milk products” and inserting “products described in subparagraph (A)(ii)”;

(3) by adding at the end the following:

“(D) SATURATED FAT.—Milk fat included in any fluid milk provided under subparagraph (A) shall not be considered saturated fat for purposes of measuring compliance with the allowable average saturated fat content of a meal under section 210.10 of title 7, Code of Federal Regulations (or successor regulations).”.

(b) Conforming Amendments.—

(1) Section 14(f) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1762a(f)) is amended in the third sentence by inserting “or a nondairy beverage that meets the nutritional standards described in section 9(a)(2)(B)” after “milk”.

(2) Section 20(c) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769b(c)) is amended by striking “patterns and fluid milk requirements” and inserting “patterns, fluid milk requirements, and nutritional standards for nondairy beverages”.