

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 8450
OFFERED BY MS. STEFANIK OF NEW YORK**

At the end of title III, add the following:

1 **SEC. 31__ . WIC INFANT FORMULA CONTRACTING.**

2 Section 17 of the Child Nutrition Act of 1966 (7
3 U.S.C. 1431) is amended—

4 (1) in subsection (b)—

5 (A) by amending paragraph (17) to read
6 as follows:

7 “(17) COMPETITIVE BIDDING.—

8 “(A) IN GENERAL.—The term ‘competitive
9 bidding’ means a procurement process under
10 which the Secretary or a State agency selects 2
11 manufacturers offering the lowest price, as de-
12 termined by the submission of sealed bids, for
13 a product for which bids are sought for use in
14 the program authorized by this section.

15 “(B) DESIGNATION.—Of the manufactur-
16 ers described in subparagraph (A), 1 such man-
17 ufacturer may be designated as the primary
18 manufacturer and 1 such manufacturer may be

1 designated as the secondary manufacturer.”;

2 and

3 (B) in paragraph (22)—

4 (i) by striking “primary” in the head-
5 ing and each place it appears and inserting
6 “manufacturer”;

7 (ii) by striking “specific”; and

8 (iii) by striking “a contract is award-
9 ed” and inserting “contracts are awarded”;

10 and

11 (2) in subsection (h)(8)(A)—

12 (A) in clause (ii)(I), by striking “primary”
13 and inserting “manufacturer”; and

14 (B) in clause (v)—

15 (i) by striking “first” in the heading
16 and each place it appears; and

17 (ii) by striking “primary” in each
18 place it appears and inserting “manufac-
19 turer”.

