

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 8450  
OFFERED BY MR. THOMPSON OF PENNSYLVANIA**

Page 88, after line 10, insert the following:

1 **SEC. 318. ELECTION FOR TYPE OF MILK.**

2 (a) IN GENERAL.—Section 17(f) of the Child Nutri-  
3 tion Act of 1966 (7 U.S.C. 1431 (f)) is amended by adding  
4 at the end the following:

5 “(27) ELECTION FOR TYPE OF MILK.—

6 “(A) IN GENERAL.—Notwithstanding any  
7 other provision of this section, in the case of an  
8 individual participating in the program author-  
9 ized by this section who is issued milk by the  
10 Secretary, such individual (or the parent or  
11 guardian of such individual) may elect to be  
12 issued nonfat milk, low-fat milk, reduced fat  
13 milk, or whole milk.

14 “(B) ELECTION.—The Secretary shall  
15 issue the type of milk elected by an individual  
16 under subparagraph (A) to such individual.”.

17 (b) REVISION OF REGULATIONS.—The Secretary of  
18 Agriculture shall revise regulations in accordance with the

1 amendment made by subsection (a), including revision of  
2 section 246.10 of title 7, Code of Federal Regulations.

Page 175, after line 25, insert the following:

3 (A) in subparagraph (A)(i)—

4 (i) by inserting “with a fat content of  
5 not more than 3.5 percent” after “fluid  
6 milk”; and

7 (ii) by striking “the most recent” and  
8 all that follows through the semicolon at  
9 the end and inserting “the scientific re-  
10 search, which may include the Dietary  
11 Guidelines for Americans, that is focused  
12 on children’s consumption of a nutritious  
13 diet;”;

14 (B) in subparagraph (A)(ii), by striking  
15 “may” and all that follows through “lactose-  
16 free fluid milk” and inserting “shall offer at  
17 least one variety of flavored along with  
18 unflavored fluid milk and may offer lactose-free  
19 fluid milk, that meets the requirements of  
20 clause (i)”;

