

MOTION TO RECOMMIT WITH INSTRUCTIONS

M___. _____ moves to recommit the bill S. 3307 to the Committee on Education and Labor with instructions to report the same back to the House forthwith, with the following amendments:

Amend section 205 to read as follows:

1 **SEC. 205. CONDITION OF RECEIPT OF FUNDS UNDER THE**
2 **CHILD AND ADULT CARE FOOD PROGRAM.**

3 Section 17 of the Richard B. Russell National School
4 Lunch Act (42 U.S.C. 1766) is amended by adding at the
5 end the following:

6 “(u) INELIGIBILITY OF INSTITUTIONS.—An institu-
7 tion shall be ineligible for funds under this section if such
8 institution employs a child care staff member who—

9 “(1) refuses to consent to a criminal back-
10 ground check that includes—

11 “(A) a search of the State criminal reg-
12 istry or repository in the State where the child
13 care staff member resides and each State where
14 such staff member previously resided;

15 “(B) a search of State-based child abuse
16 and neglect registries and databases in the

1 State where the child care staff member resides
2 and each State where such staff member pre-
3 viously resided;

4 “(C) a search of the National Crime Infor-
5 mation Center;

6 “(D) a Federal Bureau of Investigation
7 fingerprint check using the Integrated Auto-
8 mated Fingerprint Identification System; and

9 “(E) a search of the National Sex Of-
10 fender Registry established under the Adam
11 Walsh Child Protection and Safety Act of 2006
12 (42 U.S.C. 16901 et seq.);

13 “(2) makes a false statement in connection with
14 such criminal background check;

15 “(3) is registered or is required to be registered
16 on a State sex offender registry or the National Sex
17 Offender Registry established under the Adam
18 Walsh Child Protection and Safety Act of 2006 (42
19 U.S.C. 16901 et seq.); or

20 “(4) has been convicted of a felony consisting
21 of—

22 “(A) homicide;

23 “(B) child abuse or neglect;

24 “(C) a crime against children, including
25 child pornography;

1 “(D) spousal abuse;
2 “(E) a crime involving rape or sexual as-
3 sault;
4 “(F) kidnapping;
5 “(G) arson; or
6 “(H) physical assault, battery, or a drug-
7 related offense, committed within the past 5
8 years.”.

In section 206, strike “(as amended by section 205)”.

