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H. R. 4693

IN THE SENATE OF THE UNITED STATES

APRIL 28, 2022

Received; read twice and referred to the Committee on Foreign Relations

JULY 21, 2022

Reported by Mr. MENENDEZ, without amendment

AN ACT

To advance targeted and evidence-based interventions for the prevention and treatment of global malnutrition and to improve the coordination of such programs, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Global Malnutrition
5 Prevention and Treatment Act of 2021”.

1 **SEC. 2. AUTHORIZATION OF EFFORTS TO PREVENT AND**
2 **TREAT MALNUTRITION GLOBALLY.**

3 (a) IN GENERAL.—The Administrator, in coordina-
4 tion with the heads of other relevant Federal departments
5 and agencies, is authorized and encouraged to support ef-
6 forts to prevent and treat malnutrition globally, including
7 by—

8 (1) targeting resources and nutrition interven-
9 tions to support the most vulnerable populations
10 susceptible to severe malnutrition, including children
11 under the age of 5 and pregnant and lactating
12 women;

13 (2) increasing coverage, particularly in priority
14 countries, of nutrition interventions that include co-
15 ordinated deployment of prenatal nutrient supple-
16 ments, breastfeeding support, vitamin A supplemen-
17 tation, specialized nutritious food products for the
18 treatment of acute malnutrition, and other evidence-
19 based interventions, as appropriate;

20 (3) increasing the use of context and country-
21 appropriate fortification of staples and condiments
22 with essential nutrients;

23 (4) advancing evidence-based programs and
24 interventions carried out using data-driven ap-
25 proaches, best practices, and targeted to country-
26 specific contexts and needs;

1 (5) supporting partner governments to develop
2 policies to prevent and treat malnutrition;

3 (6) leveraging investments to strengthen health
4 systems, including to support community health
5 workers to advance improved nutrition outcomes;

6 (7) improve diets through safe, affordable, nu-
7 tritious foods in the food system; and

8 (8) ensuring rigorous monitoring and evaluation
9 of such efforts.

10 (b) EXTERNAL COORDINATION EFFORTS RELATED
11 TO NUTRITION PROGRAMS.—The Administrator, in co-
12 ordination with the heads of other relevant Federal de-
13 partments and agencies, should coordinate, as appro-
14 priate, with bilateral and multilateral donors, governments
15 of partner countries, United Nations agencies, civil society
16 organizations, nongovernmental organizations, including
17 faith-based organizations, and the private sector to pre-
18 vent and treat malnutrition globally, including by sup-
19 porting efforts to—

20 (1) build the capacity of local and community-
21 based organizations and governments of partner
22 countries to ensure sustainability of nutrition inter-
23 ventions;

1 (2) expand research and innovation to identify
2 and increase effective and evidence-based nutrition
3 interventions based on country-specific contexts;

4 (3) improve coordination and structure of supply
5 chains for nutrition interventions;

6 (4) expand domestic resource mobilization and
7 domestic financing for nutrition interventions; and

8 (5) seek to leverage additional resources and
9 encourage investment into innovative and multi-
10 stakeholder finance partnerships to advance burden
11 sharing in nutrition-related assistance.

12 (c) INTERAGENCY EFFORTS.—In carrying out sub-
13 sections (a) and (b), the Administrator, in coordination
14 with the heads of other relevant Federal departments and
15 agencies, consistent with the Global Nutrition Coordina-
16 tion Plan, shall seek to leverage additional resources to
17 prevent and treat malnutrition globally, including by—

18 (1) increasing cooperation among relevant Fed-
19 eral departments and agencies represented in the
20 Global Nutrition Coordination Plan to better lever-
21 age grants, technical assistance, debt, equity, loan
22 guaranties, and public-private partnerships; and

23 (2) utilizing the Administrator’s role as a mem-
24 ber of the Board of Directors of the United States
25 International Development Finance Corporation to

1 consider opportunities within the Corporation's de-
2 velopment impact framework that support improved
3 nutrition outcomes.

4 **SEC. 3. SELECTION OF PRIORITY COUNTRIES.**

5 (a) IN GENERAL.—The Administrator, in coordina-
6 tion with the Nutrition Leadership Council, shall select
7 foreign countries as priority countries for purposes of tar-
8 geting programs to prevent and treat malnutrition glob-
9 ally.

10 (b) CRITERIA.—The selection of priority countries
11 under subsection (a) shall be based on the following:

12 (1) The prevalence of severe malnutrition
13 among children under the age of 5 and pregnant
14 and lactating women.

15 (2) The presence of high-need, underserved,
16 marginalized, vulnerable, or impoverished commu-
17 nities.

18 (3) The enabling environment for improved nu-
19 trition, including presence of national nutrition plans
20 and demonstration of strong political commitment.

21 (4) Any other criteria that the Administrator
22 determines to be appropriate.

23 (c) UPDATES.—The Administrator shall update the
24 selection of priority countries under subsection (a) not

1 later than 5 years after the date of the enactment of this
2 Act.

3 (d) SENSE OF CONGRESS.—It is the sense of Con-
4 gress that the Administrator should continue to undertake
5 nutrition interventions in countries not selected as priority
6 countries, particularly in contexts in which opportunities
7 are identified to advance multi-sectoral development pro-
8 gramming and integrate efforts to prevent and treat global
9 malnutrition with other priority areas and program objec-
10 tives.

11 **SEC. 4. NUTRITION LEADERSHIP COUNCIL.**

12 (a) ESTABLISHMENT.—The Administrator is author-
13 ized to establish in the United States Agency for Inter-
14 national Development the Nutrition Leadership Council
15 (in this section referred to as the “Council”), which shall
16 coordinate Agency efforts to prevent and treat malnutri-
17 tion globally.

18 (b) DUTIES.—The duties of the Council shall in-
19 clude—

20 (1) advancing United States Agency for Inter-
21 national Development efforts to prevent and treat
22 malnutrition globally;

23 (2) ensuring nutrition interventions, particu-
24 larly in priority countries, are carried out in close
25 coordination with other relevant United States Gov-

1 ernment strategies and policies and provisions of
2 law, including—

3 (A) the Global Food Security Act of 2016
4 (22 U.S.C. 9301 et seq.);

5 (B) the Senator Paul Simon Water for the
6 World Act of 2014 (22 U.S.C. 2151 note);

7 (C) the Global Child Thrive Act of 2020
8 (subtitle I of title XII of division A of Public
9 Law 116–283); and

10 (D) the Global Fragility Act of 2019 (22
11 U.S.C. 9801 et seq.); and

12 (3) ensuring nutrition interventions are coordi-
13 nated with nutrition programs carried out by other
14 relevant Federal departments and agencies.

15 (c) MEMBERSHIP.—The Council shall include rep-
16 resentatives of the following bureaus and independent of-
17 fices of the United States Agency for International Devel-
18 opment:

19 (1) The Bureau for Global Health.

20 (2) The Bureau for Resilience and Food Secu-
21 rity.

22 (3) The Bureau for Humanitarian Assistance.

23 (4) Any other relevant bureau or independent
24 office that the Administrator determines to be ap-
25 propriate.

1 **SEC. 5. IMPLEMENTATION PLAN.**

2 (a) IN GENERAL.—Not later than 260 days after the
3 date of the enactment of this Act, the Administrator, in
4 coordination with the heads of other relevant Federal de-
5 partments and agencies, shall develop and submit to the
6 appropriate congressional committees an implementation
7 plan for programs to prevent and treat malnutrition glob-
8 ally described in section 2.

9 (b) MATTERS TO BE INCLUDED.—The implementa-
10 tion plan required by subsection (a) shall include the fol-
11 lowing:

12 (1) A description of specific and measurable
13 goals, objectives, and performance metrics with re-
14 spect to such programs, including clear benchmarks
15 and intended timelines for achieving such goals and
16 objectives.

17 (2) A description of monitoring and evaluation
18 plans with respect to such programs, as appropriate.

19 (3) In priority countries, a description of efforts
20 to ensure that nutrition is adequately addressed in
21 the Country Development Cooperation Strategy to
22 the extent practicable and identify opportunities to
23 expand efforts to prevent and treat malnutrition, in-
24 cluding through leveraging existing health and devel-
25 opment programs and other ongoing activities.

1 (c) CONSULTATION.—The implementation plan re-
2 quired by subsection (a) shall be developed in consultation
3 with, as appropriate and to the extent possible, representa-
4 tives of nongovernmental organizations, including faith-
5 based organizations, civil society organizations, multilat-
6 eral organizations and donors, relevant private, academic,
7 and philanthropic entities, and the appropriate congress-
8 sional committees.

9 **SEC. 6. REPORT.**

10 (a) IN GENERAL.—Not later than one year after the
11 date of the enactment of this Act, and annually thereafter
12 for 5 years, the Administrator shall submit to the appro-
13 priate congressional committees a report that describes
14 progress made towards preventing and treating malnutri-
15 tion globally.

16 (b) MATTERS TO BE INCLUDED.—The report re-
17 quired by subsection (a) shall include the following:

18 (1) A summary of progress made towards
19 achieving the specific and measurable goals, objec-
20 tives, and performance metrics towards ending glob-
21 al malnutrition.

22 (2) In priority countries—

23 (A) a detailed summary of nutrition pro-
24 grams and activities in the previous fiscal year,
25 including a breakdown of the countries to which

1 nutrition resources have been allocated and an
2 estimated number of people reached through
3 nutrition interventions; and

4 (B) an description of the coordination of
5 nutrition programs with other health and devel-
6 opment programs and priorities.

7 (3) A summary of efforts to expand research
8 and innovation to development and scale up new
9 tools to prevent and treat malnutrition globally.

10 (4) An assessment of the collaboration and co-
11 ordination of nutrition efforts of the United States
12 Agency for International Development with United
13 Nations agencies, the World Bank, other donor gov-
14 ernments, host country governments, civil society,
15 and the private sector, as appropriate.

16 (5) A description of other donor country and
17 host country financial commitments and efforts to
18 prevent and treat malnutrition.

19 (6) An identification of constraints on imple-
20 mentation of programs and activities and lessons
21 learned from programs and activities from the pre-
22 vious fiscal years.

23 (c) INCLUSION IN OTHER REPORTS.—The Adminis-
24 trator may include the report required by subsection (a)
25 as a component of other congressionally mandated reports

1 provided to appropriate congressional committees, as ap-
2 propriate.

3 **SEC. 7. COMPLIANCE WITH THE FOREIGN AID TRANS-**
4 **PARENCY AND ACCOUNTABILITY ACT OF**
5 **2016.**

6 Section 2(3) of the Foreign Aid Transparency and
7 Accountability Act of 2016 (22 U.S.C. 2394c note) is
8 amended—

9 (1) in subparagraph (C), by striking “and” at
10 the end;

11 (2) in subparagraph (D), by striking the period
12 at the end and inserting “; and”; and

13 (3) by adding at the end the following:

14 “(E) the Global Malnutrition Prevention
15 and Treatment Act of 2021.”.

16 **SEC. 8. DEFINITIONS.**

17 In this Act:

18 (1) **ADMINISTRATOR.**—The term “Adminis-
19 trator” means the Administrator of the United
20 States Agency for International Development.

21 (2) **APPROPRIATE CONGRESSIONAL COMMIT-**
22 **TEES.**—The term “appropriate congressional com-
23 mittees” means—

1 (A) the Committee on Foreign Affairs and
2 the Committee on Appropriations of the House
3 of Representatives; and

4 (B) the Committee on Foreign Relations
5 and the Committee on Appropriations of the
6 Senate.

7 (3) NUTRITION LEADERSHIP COUNCIL.—The
8 term “Nutrition Leadership Council” means Nutri-
9 tion Leadership Council established by section 4.

10 (4) PRIORITY COUNTRY.—The term “priority
11 country” means a foreign country selected under
12 section 3 for purposes of targeting programs to pre-
13 vent and treat malnutrition globally.

14 **SEC. 9. SUNSET.**

15 The requirements of this Act and the amendments
16 made by this Act shall terminate on the date that is 7
17 years after the date of the enactment of this Act.

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