Status of FY 1999 Numbered Policy Memoranda for the Summer Food Service Program (SFSP) and Continued Relevance

STATE AGENCY DIRECTORS - (Child Nutrition Programs)
Colorado ED, Iowa, Kansas, Missouri DH, Montana OPI, Nebraska, North Dakota, South Dakota and Utah

We have reviewed the policy memos that were issued in fiscal year (FY) 1999 for the Summer Food Service Program (SFSP) to determine their continued relevance for FY 2000. Following is a summary of the status of the FY 1999 SFSP policy memos.

The first group contains those policy memos that have been superceded by the issuance of SFSP regulations on December 28 and 29, 1999; the second group contains the policy memos that remain in effect. We have provided regulatory citations where the policy addressed in the superceded memos may be found. For the second group of policy memos, please note that due dates or regulatory citations mentioned in many of the memos are now irrelevant or incorrect, although the policies remain current. Additional explanation is provided for the policy memos marked with an asterisk (*).

Policy Memos Superceded by SFSP Regulations
SFSP-354, 12/17/98, Sponsor and Site Application Requirements
- replaced by revised and new provisions at §225.6(c) and subparagraphs

SFSP-357, 12/17/98, Private Non-Profit Sponsors Procuring Meals from Commercial Vendors
- replaced by revised provisions at §225.15(g)(2)

SFSP-358, 12/17/98, State Agency Monitoring Requirements
- replaced by revised and new provisions at §225.7(d)(1) and (2)

SFSP-360, 12/17/98, Meals Prepared in Schools and Permissible Use of Offer Versus Serve
- replaced by revised provisions at §225.16(f)(1) and subparagraphs

SFSP-362, 12/17/98, Single, Permanent Agreements for School Food Authorities Administering the Child Nutrition Programs
- replaced by new provisions at §225.6(e) and subparagraphs (1) - (3)
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SFSP-367, 12/10/98, Implementation of Public Law 105-336
- policy changes relevant to SFSP have been addressed in the regulations at various locations

Policy Memos That Remain in Effect
- SFSP-355, 12/17/98, Availability of School and Census Eligibility Data

- SFSP-356, 12/17/98, Issues Relating to Meal Service at Sites*
  - The Child and Adult Care Program (CACFP) infant meal pattern charts provided as an attachment are now outdated. Please substitute with the most recently published infant meal pattern charts, contained in the December 27, 1999 regulation, entitled “Child and Adult Care Food Program: Overclaim Authority and Technical Changes to the Meal Pattern Requirements”.

- SFSP-359, 12/17/98, Waiver of Site Limits for Private Nonprofit Organization Sponsors,*
  - Statutory changes in the number of sites and children that private nonprofit organizations (PNOs) may serve have been implemented in the SFSP regulations at §225.2 (definition of a PNO), at §225.6(b)(6)(ii), and at §225.14(d)(6)(i). However, we are retaining the policy on allowing waivers for PNO sponsors to operate more than 25 sites, based on the Secretary’s waiver authority found in section 12(l) of the National School Lunch Act.

- SFSP-368, 12/22/98, Use ofOther Programs’ Eligibility Information for Closed Enrolled Sites and Camps in the SFSP

- SFSP-361, 12/17/98, Meal Service to On-Track Students at Year-Round Sites

- SFSP-363, 12/17/98, Certifying Eligibility of Sites Serving Migrant Children

- SFSP-364, 12/17/98, Time Restrictions for Meal Service at Migrant Sites

- SFSP-365, 12/17/98, Certifying Eligibility of National Youth Sports Program (NYSP) Sites to Participate in the SFSP

- SFSP-370, 2/5/99, Supper Meal Service

- SFSP-372, 2/16/99, “Continuous School Calendar” and Year-Round SFSP

- SFSP-373, 2/16/99, “Mobile Feeding Sites” in Rural Areas

- SFSP-374, 2/17/99, Certifying Eligibility of Sites Serving American Indian or Alaska Native Children
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SFSP-375, 2/17/99, Small Resource Farmers and Gleaning

SFSP-376, 3/3/99, Sponsor and Site Application Forms*
  - There are some inaccuracies listed on page 5 of the Sponsor Application Form, FNS-81. The interim final SFSP rule changed the warning statement at §225.6(a)(4)(i) by referencing section 12(g) of the National School Lunch Act, rather than section 13(o). The language is different. State agencies that adapt this form should use the revised regulatory language at §225.6(a)(4)(i).

SFSP-380, 4/1/99, Participation of Emergency Shelters Serving Homeless Children

SFSP-387, 6/9/99, Requirement for First-Week Visits in the SFSP

If you have any questions about the information provided in this memorandum, please do not hesitate to contact us at (303) 844-0359.

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