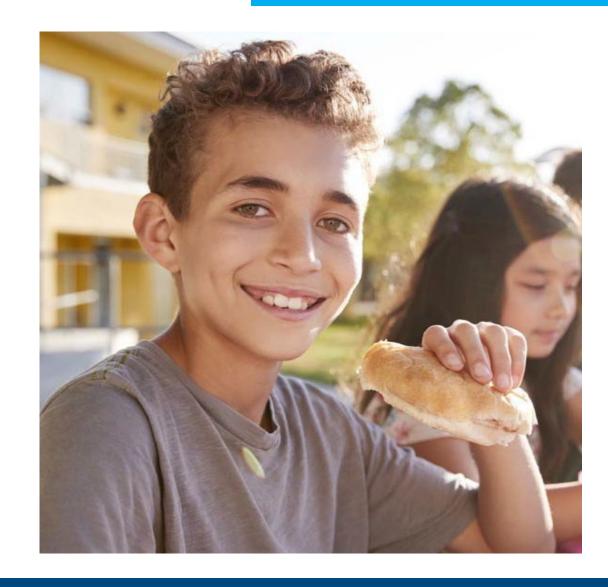
CHILD NUTRITION NATIONAL SCHOOL LUNCH PROGRAM



Program Integrity Final Rule

Rachel Baierlein, Senior Policy Analyst



TEXAS DEPARTMENT OF AGRICULTURE COMMISSIONER SID MILLER

Fraud Hotline: 1-866-5-FRAUD-4 or 1-866-537-2834 | P.O. Box 12847 | Austin, TX 78711 Toll Free: (877) TEX-MEAL | For the hearing impaired: (800) 735-2989 (TTY)

This product was funded by USDA.

This institution is an equal opportunity provider.





Program Integrity Final Rule Purpose

- Ensure that child nutrition programs are properly operated and managed to protect federal funds and taxpayer dollars.
- Strengthen program integrity by modernizing how state agencies oversee child nutrition programs.
- Ensure that child nutrition programs can serve the millions of children who depend on them to reach their full potential.



Program Integrity Final Rule

Published August 23, 2023

https://www.fns.usda.gov/cn/integrity-rule











Program Integrity Final Rule

- This is a high-level <u>summary</u>.
- TDA is waiting on more guidance from USDA.
- Affects all Child Nutrition Programs, but this presentation will focus on the school programs (NSLP and SBP).

Program Integrity Final Rule Administrative Reviews

Allows state agencies to:

- Take fiscal action for repeated violations for milk type and vegetable subgroup requirements.
- Modify or eliminate redundant areas of the review with USDA approval.
- Modify or eliminate areas of the review in which reforms designed to reduced program error have been implemented.

Dependent on USDA guidance and creation of new technologies



Program Integrity Final Rule Fines for Violating Program Requirements

Allows state agencies to impose a fine against a School Food Authority for non-compliance in exceptional (rare) circumstances.

Allows USDA to impose a fine against a state agency for non-compliance in exceptional (rare) circumstances.



Program Integrity Final Rule Food Service Management Companies

Requires state agencies to annually review and approve each contract amendment between any School Food Authority and FSMC.

Defines fixed-price contract.

Requires that the value of USDA Foods accrue only to the SFA's nonprofit food service account.



Program Integrity Final Rule Annual Procurement Training

Requires school nutrition directors, management, and staff who work on NSLP procurement to complete annual training on procurement.





USDA Resources

https://www.fns.usda.gov/cn/integrity-rule



In accordance with federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, this institution is prohibited from discriminating on the basis of race, color, national origin, sex (including gender identity and sexual orientation), disability, age, or reprisal or retaliation for prior civil rights activity.

Program information may be made available in languages other than English. Persons with disabilities who require alternative means of communication to obtain program information (e.g., Braille, large print, audiotape, American Sign Language), should contact the responsible state or local agency that administers the program or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339.

To file a program discrimination complaint, a Complainant should complete a Form AD-3027, USDA Program Discrimination Complaint Form which can be obtained online at: https://www.usda.gov/sites/default/files/documents/USDA-OASCR%20P-Complaint-Form-0508-0002-508-11-28-17Fax2Mail.pdf, from any USDA office, by calling (866) 632-9992, or by writing a letter addressed to USDA. The letter must contain the complainant's name, address, telephone number, and a written description of the alleged discriminatory action in sufficient detail to inform the Assistant Secretary for Civil Rights (ASCR) about the nature and date of an alleged civil rights violation. The completed AD-3027 form or letter must be submitted to USDA by:

1. mail:

U.S. Department of Agriculture Office of the Assistant Secretary for Civil Rights 1400 Independence Avenue, SW Washington, D.C. 20250-9410; or

2. fax:

(833) 256-1665 or (202) 690-7442; or

3. email:

program.intake@usda.gov

This institution is an equal opportunity provider.



TEXAS DEPARTMENT OF AGRICULTURE COMMISSIONER SID MILLER

Fraud Hotline: 1-866-5-FRAUD-4 or 1-866-537-2834 | P.O. Box 12847 | Austin, TX 78711 Toll Free: (877) TEX-MEAL | For the hearing impaired: (800) 735-2989 (TTY)

