

Monthly Update

Child & Adult Care Food Program



August 27, 2020

*Distributed to CACFP Authorized Representatives and Home Sponsors via Listserv
As posted to www.kn-eat.org, Child and Adult Care Food Program, Updates from CNW*

Centers Program Certification 2021 - Due September 18

Follow instructions given in the 2021 Certification Guide for Centers available at www.kn-eat.org, CACFP, Program Certification to complete the Sponsor Application, Center Site Application(s), Multiple Center Management Plan, and Budget online in KN-CLAIM by September 18th. Sponsors must certify their application on the Checklist Tab in KN-CLAIM prior to submitting to KSDE for approval. **The certification is not finished until this step has been completed.**

Annual Civil Rights Training

"Front line staff" and their supervisors must have civil rights training annually. "Front line staff" includes employees who interact with program applicants or participants regarding program services and benefits. Sponsors can use the Annual Civil Rights Training Documentation handout, found in the forms section of the Administrative Handbook, and/or go to the KSDE learning portal at <https://learning.ksde.org> and select Civil Rights Compliance in Child Nutrition Programs to conduct a training session. Be sure to keep documentation of civil rights training on file. Training rosters must also be uploaded annually during Program Certification.

USDA Guidance

CACFP 13-2020 Questions and Answers for the Child Nutrition Programs during School Year 2020-2021 - #5 can be accessed at <https://www.fns.usda.gov/disaster/pandemic/covid-19/questions-and-answers-child-nutrition-programs-during-sy-2020-21>.

Questions #7 & #8. Can you share any information regarding the court decision relating to the Child Nutrition Programs: Flexibilities for Milk, Whole Grains and Sodium Requirements Final Rule? Can the COVID-19 Nationwide Waiver to Allow Meal Pattern Flexibility in the Child Nutrition Programs to address challenges meeting the meal patterns as a result of the court vacating the Child Nutrition Programs: Flexibilities for Milk, Whole Grains, and Sodium Requirements Final Rule?

A. In an April 13, 2020, decision in the Center for Science in the Public Interest et al., v. Sonny Perdue, Secretary, et al., No. 8:19-cv-01004-GLS (D. Md. 2019), the U.S. District Court for the District of Maryland found a procedural error with the promulgation of the 2018 Final Rule, Child Nutrition Programs: Flexibilities for Milk, Whole Grains, and Sodium Requirements (83 FR 63775, December 12, 2018), and therefore, vacated the regulation. For this reason, the flexibilities provided in the vacated rule are no longer available to States and local Program operators.

As a result of the vacatur of the rule in the Maryland case, school meal patterns returned to the requirements of the 2012 final rule, Nutrition Standards in the National School Lunch and School Breakfast Programs, 77 Fed. Reg. 4088 (Jan. 26, 2012). For SY 2020-21 in the NSLP, SBP and CACFP, flavored milk may be only non-fat, all grains served in the NSLP and SBP must be whole-grain rich; and school lunches and breakfasts offered through the NSLP and SBP must meet Target 2 weekly sodium levels as defined in 7 CFR 210.10(c) and 220.8(c).



Due to the coronavirus pandemic, in COVID-19: Child Nutrition Response #36, Nationwide Waiver to Allow Meal Pattern Flexibility in the Child Nutrition Programs – EXTENSION #4, FNS waived, for all States, the requirements to serve meals that meet the meal pattern requirements during the SY 2020-21 (July 1, 2020 through June 30, 2021). The waiver applies to State agencies administering, and local organizations operating, the NSLP, SBP, and CACFP. The requirements waived by the SY 2020 – 2021 nationwide waiver are found at 7 CFR 210.10(b) and (c), 220.8(b) and (c), and 226.20. FNS understands that procurement for SY 2020-2021 was underway when the court decision relating to the Child Nutrition Programs: Flexibilities for Milk, Whole Grains and Sodium Requirements Final Rule was rendered. Therefore, use of the nationwide meal pattern waiver is allowable if the 2012 requirements cannot be met for SY 2020-21. To opt in to this waiver to allow flavored low-fat milk for participants 6 years of age and older in the CACFP go to: <https://www.surveymonkey.com/r/PR77327>.

Question #17. Are child care centers required to serve non-congregate meals to enrolled children who are physically not in care on some, or all, days of the week the center is operating? For example, some children may be receiving virtual instruction while others are being cared for onsite.

A. Child care centers participating in CACFP are subject to congregate feeding requirement that restricts meal service to receiving care onsite. However, a State may elect to use the congregate feeding and parent-pick up waiver. While FNS strongly encourages States and child care centers to accept the flexibilities offered under these waivers and provide meals for all enrolled children, there is no requirement to accept the flexibilities offered through Federal waivers. If a center chooses to use these waivers to provide non-congregate meals to any of the children enrolled in care, the meals must be offered to every enrolled child, whether they attend virtually or in-person. The center has the discretion to choose how non-congregate meals will be offered, e.g., grab and go or meal delivery. Parents and guardians have the option to choose not to receive CACFP meals for their children. This also applies to day care homes.

Question #18. During COVID-19 how may we offer the enrichment activity if we are operating in a non-congregate setting for social distancing and safety?

A. At-risk afterschool care centers providing non-congregate meals under Nationwide Waiver to Allow Non-Congregate feeding in Child Nutrition Program- Extension #2 must comply with the requirement to provide an education or enrichment activity (7CFR 226.17a(b)(1)). However, under the non-congregate and parent pick-up waivers, these activities may be conducted virtually or in other non-congregate ways. Program operators may consider offering online homework assistance, activity packets, electronic games and books, or other e-learning activities for the children to partake in at home. For example, Team Nutrition offers a variety of online games, books, and nutrition education activities for children at: <https://www.fns.usda.gov/tn/digital-nutrition-resources-kids>. Although children are not required to participate in or complete the activity in order to receive an afterschool meal or snack, the afterschool care center must offer the activity.

Question #19. May school-age children who are attending school virtually and who also are enrolled and attending child care during the day receive meals through both CACFP and school meals programs?

A. Yes. Students enrolled in both school and child care may receive meals through multiple Child Nutrition Programs. However, State agencies must have an integrity plan with appropriate measures in place to ensure that program accountability is maintained and that program meal limits for the SBP, NSLP and CACFP are not exceeded.



COVID-19: Child Nutrition Response #39: Nationwide Waiver of Onsite Monitoring Requirements for Sponsors in the Child and Adult Care Food Program-NEW (Applies to Multi-site and Home Sponsors Only)

USDA waives, for all Child and Adult Care Food Program sponsoring organizations, that monitoring requirements included at 226.16(d)(4)(iii) be conducted onsite. This waiver allows for offsite monitoring and is effective immediately, and remains in effect through September 30, 2021. To opt in for this waiver go to: <https://www.surveymonkey.com/r/YCWJL5X>.

Household Contacts Policy to Verify Attendance & Enrollment of Participants

Sponsoring Organizations (multi-site sponsors) must establish a system and written policy, in which the sponsor verifies attendance and enrollment information by contacting adult members of households as part of site reviews. The household contact process is not required for At-Risk Afterschool Meals sites or homeless or emergency shelters. The policy should contain information detailed in Chapter 11 of the Administrative Handbook.

At-Risk Afterschool Meals

Help students make the grade this coming school year by serving At-Risk Afterschool Meals to school-aged children in lower income areas. Help ensure that children have access to nutritious meals and snacks for students to achieve both in and outside of the classroom. Qualified sites providing educational or enrichment activities after the end of the school day, on weekends or on holidays and planned days out during the school year can receive reimbursement at the free rate for all meals/snacks that are served. For more information, call 785-296-2276 and ask for Laura.

Professional Development Opportunities

Many opportunities for learning will continue this fall. Go to www.kn-eat.org, Child and Adult Care Food Program, Training to access the class list with dates, times and ZOOM links. The CNW Calendar also lists all classes by date and provides the ZOOM links here: www.kn-eat.org, [CNW Calendar](#). If you would like to schedule a ZOOM Inservice for your Sponsor, contact Cindy Johnson at cljohnson@ksde.org.

Food Safety Training

There is no need to preregister for the classes. Food Safety Basics will be taught as listed and several times this fall via live Zoom webinar and is also available as an online class in the KSDE Training Portal at: <https://learning.ksde.org>

- **Food Safety Basics in Spanish**, September 10 from 2:00 pm – 5:00 pm
<https://ksde.zoom.us/j/97099122668?pwd=WXhCChRGOFZqc1RLM2FhNFpWSUk2UT09>
- **Food Safety Basics**, September 16 from 2:00 pm – 5:00 pm
<https://ksde.zoom.us/j/97940758040?pwd=ZFc4cDJncUFmTVBrTjNOaUxla2Fidz09>
- **Kansas Food Safety in Schools** (8-hour class), September 1 from 8:00 am - 4:30 pm
<https://ksde.zoom.us/j/92386498663?pwd=V010UTdRUmMrRjJvamE0SURSTndyZz09>

Online Professional Development - Classes and Tutorials

CNW staff continue to develop new interactive online training classes and tutorials that can be accessed free of charge 24/7 via the KSDE Training Portal. The professional development classes offer a certificate upon successful completion which can be printed. Tutorials are 5 minutes or less with no quiz and no certificate. Create an account now at <https://learning.ksde.org> and see the entire list of classes and tutorials available. For detailed instructions on creating an account and accessing the training, go to www.kn-eat.org, Child and Adult Care Food Program, Training.



New Team Nutrition CACFP Resources in Spanish

Team Nutrition is pleased to announce the release of six new Spanish-language worksheets for Child and Adult Care Food Program (CACFP) operators. These four-page worksheets are now available for download in English and Spanish from the Team Nutrition website at

<https://www.fns.usda.gov/tn/meal-pattern-training-worksheets-cacfp>. Printed versions of these worksheets will be available at a later date.

- Using the Nutrition Facts Label in the CACFP
- Serving Vegetables in the CACFP
- Serving Snacks in the CACFP
- How to Spot Whole Grain-Rich Foods for the CACFP
- Using the WIC Food Lists to Identify Grains for the CACFP
- Is My Recipe Whole Grain-Rich in the CACFP?
- State agencies are encouraged to share this announcement with their CACFP sponsoring organizations, independent centers, and others who may be interested.

Farm to Plate Crunch Off – October 14th

Kansas is participating in the Mountain Plains Crunch Off with nine other States! Mark your calendars and make plans so that students can bite into a local apple on this day. The state with the most “crunches” will be crowned the Crunch Champion! We encourage you to host your event Wednesday, October 14, but any date in October will work. Due to COVID guidelines; there is no requirement to have your group participate together at the same time. Individually, virtually or in small groups are all allowed.

Registration is now open at: <https://www.surveymonkey.com/r/535866Q>. A toolkit with resources and marketing information is provided at the registration link. If you have any questions, please contact Barb Depew, Farm to Plate Project Director at bdepew@ksde.org or phone 785-296-0062.

National Breastfeeding Month

- August is **National Breastfeeding Month!** In celebration, the KBC released the 2020 *“State of Breastfeeding in Kansas”* report.
- KBC’s breastfeeding courses start up online this month. [List of upcoming breastfeeding education events](#) in Kansas.
- New breastfeeding resources from the KBC and others:
 - [Breastfeeding Friendly Child Care Provider Toolkit](#)
 - [Marijuana & Your Baby](#)
 - [Breast Pump Bag Tags](#) (email info@ksbreastfeeding.org to order)
 - [“Pumping Tips”](#) webpage
 - [Breastfeeding and Swimming Pools](#)
 - [Breastfeeding and Breast Cancer \(Spanish\)](#) – order hard copies from [KS Cancer Partnership](#)
 - [Breastfeeding Friendly Food Pantries \(Colorado\)](#)
 - [Health Minister’s Guide to Breastfeeding \(The Partnership Center\)](#)

The Power of Togetherness

The COVID-19 Pandemic has compelled many to work together to feed children. Your work, through the CACFP, inspires the Child Nutrition & Wellness team to continue serving you with relevant resources, technical assistance and training. Our entire team is here to support you during this unprecedented time. If you have questions or we can help in any way, please call your area Child Nutrition Consultant or the Topeka office.



Cheryl, Jill and Julie



For more information, contact:

Cheryl S. Johnson
Director, Child Nutrition & Wellness
(785) 296-2276
www.kn-eat.org
csjohnson@ksde.org

Kansas State Department of Education
900 S.W. Jackson Street, Suite 102
Topeka, Kansas 66612-1212
(785) 296-3201
www.ksde.org

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