



North Carolina Department of Health and Human Services
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Michael F. Easley, Governor

Carmen Hooker Odom, Secretary

April 5, 2002

CACFP 02-23

MEMORANDUM

TO: Institutions Participating in the Child and Adult Care Food Program

FROM: Arnette Cowan, MS, RD, LDN
Head, Special Nutrition Programs

SUBJECT: Implementation of Public Law 105-336 & After school "At Risk" Program

Provisions in Section 107(h) of Public Law 105-336 with added section 17(r) to the National School Lunch Act (NSLA, 42 U.S.C. 17(4)) authorizes Child and Adult Care Food Program reimbursement for meal supplements provided to children through the age of 18 in certain after school programs.

Specifically:

- (1) After school programs must be located in a geographical area served by a school in which 50 percent or more of the children enrolled are certified as eligible for free or reduced price school meals.
- (2) These after school programs must be organized primarily to provide care after school hours, on weekends and holidays during the regular school year and have an educational or enrichment purpose.
- (3) Reimbursement is limited to one supplement per child per day; and
- (4) Supplements must be served to children free of charge and will be reimbursed at the "free" rate.

The Conference Report for Public Law 105-336 states the intent of the Conference Committee: "These after school programs provide the types of activities known to help reduce or prevent involvement in juvenile crime." The provision is not intended to provide support "to members of athletic teams and others who are not participating in such activities."

Additionally, the Conference Report states "these programs can continue to claim reimbursement for supplements served to children who turn age 19 during the school year."

Currently, potentially eligible institutions may wish to serve supplements which meet the Child and Adult Care Food Program (CACFP) meal pattern requirements, and can keep records to document their meal service. It is possible that such institutions could be reimbursed retroactively once their eligibility is confirmed.

If you have questions, please contact your regional consultant.

AC/ERB/clg

cc: SNP Staff, Auditors

