

Civil Rights Update



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Administrator Policies & Procedures
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USDA Updates

☐ ***And Justice for All Poster***

☐ **Nondiscrimination Statement**

Who pays for tube feedings and nutritional supplements?

- ☐ These are allowable costs for the SFA. The meals served with these items are claimed.
- ☐ The general or special education funds may cover the additional cost or the full cost.
- ☐ Medical insurance may also be available.

Be careful to avoid double dipping.

Must an SFA provide a supplement required by a diet prescription for a child who does not participate in NSLP?

- ☐ Yes. Schools participating in NSLP must accommodate a student with a disability, even if the student brings food from home.
- ☐ The question is explicitly addressed in CACFP regulations. A meal is reimbursable if the institution or facility provides at least one required component.

May an SFA provide meals to students enrolled part-time in the LEA for special education services?

- ☐ Our answer has been yes and that the meal may be claimed.
- ☐ We have asked the USDA for confirmation.

May we provide meals for homebound students?

- ☐ Yes.
- ☐ General or special education funds may be used to cover the costs.
- ☐ The SFA may not pay for delivery costs.
- ☐ We asked the USDA for clarification on the use of NSLP funds in this situation.

May an SFA provide meals for a student who leaves early because of a disability?

- ☐ Does the IEP require a to-go meal to be paid for with general or special education funds?
- ☐ Could a reimbursable meal be served to the student in school prior to early dismissal?

May SFA staff contact the healthcare professional about a diet prescription?

- ☐ Any questions about a diet prescription should be referred to the parent/guardian.
- ☐ There may be privacy and security concerns under the Health Insurance Portability and Accountability Act (HIPAA) if a conversation occurs between the SFA and the healthcare provider.

Must an SFA honor a diet prescription that states the parent will provide a list of foods that are acceptable to the child?

No. The foods to be served must be identified on the diet prescription.

If the diet prescription says the child can only eat Ramen noodles brought from home, must the cafeteria prepare them?

- ☐ The school could purchase a couple of inexpensive microwaves for student use. Discuss with the principal whether CNP or the custodian is responsible for keeping the microwaves clean.
- ☐ We recommend the SFA have a policy or standard operating procedure for warming meals in their commercial microwave. The SFA should keep a log of the students' names, date, temperature, time, and food.

May students with lice go through the lunch line?

- ☐ Yes. Students with lice cannot be excluded from school because this is not a medical condition. (CDC, ADPH)
- ☐ A CNP Director should follow the policy of the school system.

ASK US

