



United States
Department of
Agriculture

April 2, 2004

Food and
Nutrition Service

3101 Park
Center Drive
Alexandria, VA
22302-1500

SUBJECT: Extension of Certain Child Nutrition Program Provisions through
June 30, 2004

TO: Regional Directors
Child Nutrition Programs
All Regions

State Agencies
Child Nutrition Programs
All States

On March 31, 2004, the President signed Public Law 108-211 that continues appropriations for the Child Nutrition Programs and extends several provisions that were to expire on March 31, 2004. The resolution extends the following provisions of the Richard B. Russell National School Lunch Act (NSLA) until June 30, 2004:

- **Section 9(b)(7)** – For purposes of determining eligibility for the child nutrition programs, continues to allow the housing allowance received by military families in privatized housing, i.e. housing under the Military Housing Privatization Initiative, to be excluded from consideration as income;
- **Section 14(a)** – Allows the Secretary to use additional section 32 and Commodity Credit Corporation funds if the amount of section 32 and section 6 funds originally appropriated to purchase commodities for the lunch program is insufficient;
- **Section 17(a)(2)(B)(i)** – Private organizations (for profit centers) providing nonresidential child care or day care outside school hours may continue to be eligible to participate in the Child and Adult Care Food Program if at least 25 percent of the children served by the organization meet the income eligibility criteria for free and reduced price meals; and
- **Section 18(f)(2)** – Continues the summer pilot projects (Lugar pilots) to increase the number of children in the Summer Food Service Program in the 14 States currently participating in the pilot.

P.L. 108-211 also extends **Section 15 of the Commodity Distribution Reform Act and WIC Amendments of 1987** which allows the Secretary to use section 32 funds to reimburse states for costs of removal of commodities if commodities pose health or safety risk.

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State Agencies

Continuation of these provisions beyond June 30, 2004, is dependent upon additional Congressional action.

We will notify you of any further extensions.

A handwritten signature in dark ink, appearing to read "Stanley C. Garnett". The signature is written in a cursive style with some loops and flourishes.

STANLEY C. GARNETT
Director
Child Nutrition Division

Cc: Regional Directors
State Agencies
OES
SNP
CND

Symbol	Surname	Date	Symbol	Surname	Date