

**CLOVIS UNIFIED
SCHOOL DISTRICT****BUSINESS AND NONINSTRUCTIONAL OPERATIONS**

Food Services

FREE AND REDUCED-PRICE MEALS

PURPOSE: To specify the requirements and standards for free and reduced-price meals.

The District shall provide at least one nutritionally adequate meal each school day, free of charge or at a reduced price, for students whose families meet federal eligibility criteria. (Education Code 49550, 49552)

The Superintendent or designee shall assess the eligibility of District schools to provide breakfast and/or lunch free of charge to all students at the school under a federally funded universal meal service provision, such as Provision 2 or the Community Eligibility Provision, pursuant to 42 USC 1759a.

If any District school meets the criteria for a "very high poverty school" through its eligibility for the federal Community Eligibility Provision reimbursement rate pursuant to 42 USC 1759a, the District shall apply to the California Department of Education (CDE) to operate a universal meal service, unless the Board adopts a resolution stating that the District is unable to comply with this requirement due to fiscal hardship. The resolution shall be part of the public agenda for at least two consecutive Board meetings, first as an information item and then as an action item. The Board shall reconsider the resolution at least once every four years. (Education Code 49564; 42 USC 1759a)

The Superintendent or designee shall ensure that meals provided through the free and reduced-price meals program meet applicable state and/or federal nutritional standards in accordance with law, board policy, and administrative regulation.

The Board shall approve, and shall submit to the CDE for approval, a plan that ensures that students eligible to receive free or reduced-price meals are not treated differently from other students. (Education Code 49557)

Confidentiality/Release of Records

All applications and records concerning any individual relating to free or reduced-price meal eligibility shall be confidential, and may not be open to examination for any purpose not directly connected with the administration of any free or reduced-price meal program, or any investigation, prosecution, or criminal or civil proceeding conducted in connection with the administration of any free or reduced-priced meal program, except as provided by law or pursuant to a court order. (Education Code 49558)

The Board authorizes the disclosure from the individual meal records only the student's name and school meal eligibility status for the free or reduced price meal program by District employees designated by the Superintendent or designee solely for the purposes of disaggregation of academic

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achievement data or to identify students eligible for public school choice and direct pupil services pursuant to the federal Elementary and Secondary Education Act (20 USC 6301 et seq.) if the following conditions are met:

1. No individual indicators of participation in the free or reduced-price meal program shall be maintained in the permanent records of any students, unless otherwise allowed by law.
2. Information regarding individual student participation in the free or reduced-price meal program shall not be publicly released.
3. All other confidentiality provisions required by law shall be met.
4. The information collected regarding individual students certified to participate in the free or reduced-price meal program is destroyed when it is no longer needed for its intended purpose.

This authorization may be reviewed annually by the Board.

The Superintendent or designee may release:

1. Upon request, the name and eligibility status of a student participating in the free or reduced-price meal program to another school district, charter school, or county office of education that is serving a student living in the same household as the enrolled student for purposes related to free or reduced-price meal program eligibility and for data used in local control funding formula calculations. (Education Code 49558)
2. The name and eligibility status of a student participating in the free or reduced-price meal program to the Superintendent of Public Instruction for purposes of determining allocations under the local control funding formula and for assessing accountability of that funding. (Education Code 49558)
3. Information on the School Lunch Program application to the local agency that determines eligibility participation in the Medi-Cal program if the student has been approved for free meals and if the applicant consents to the sharing of information pursuant to Education Code section 49557.5.
4. Information on the School Lunch Program application to the local agency that determines eligibility for CalFresh program or to an agency that determines eligibility for nutrition assistance program authorized under 7 CFR 210.1 if the student has been approved for free or reduced-price meals and if the applicant consents to the sharing of information pursuant to Education Code section 49557.3.

Information may be released for the purposes stated in 3 and 4 above only if the student's parent/guardian consents to the sharing of information and the District has entered into a

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memorandum of understanding with the local agency which, at a minimum, includes the roles and responsibilities of the District and local agency and the process for sharing the information. After sharing information with the local agency for purposes of determining eligibility for that program, no further information shall be shared unless otherwise authorized by law. (Education Code 49557.2, 49557.3, 49558)

Adopted: 04/22/2020 (provisions moved from BP 8401)

EDUCATION CODE

48980 Notice at beginning of term
49430-49434 Pupil Nutrition, Health, and Achievement Act of 2001
49490-49494 School breakfast and lunch programs
49500-49505 School meals
49510-49520 Nutrition
49530-49536 Child Nutrition Act of 1974
49547-49548.3 Comprehensive nutrition service
49550-49564.5 Meals for needy students

CODE OF REGULATIONS, TITLE 5

15510 Mandatory meals for needy students
15530-15535 Nutrition education
15550-15565 School lunch and breakfast programs

UNITED STATES CODE, TITLE 20

1232g Federal Educational Rights and Privacy Act
6301-6576 Elementary and Secondary Education Act

UNITED STATES CODE, TITLE 42

1751-1769j School lunch program
1771-1791 Child nutrition, especially:
1773 School breakfast program

CODE OF FEDERAL REGULATIONS, TITLE 7

210.1-210.31 National School Lunch Program
220.10-220.21 National School Breakfast Program
245.1-245.13 Determination of eligibility for free and reduced-price meals and free milk

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