

SEPTEMBER 26, 1995

SUBJECT: Registered Food Service Management Company (FSMC) Reports for the Summer Food Service Program (SFSP)

TO: Regional Directors  
Child Nutrition Programs  
All Regions

Section 114(d) of P.L. 103-448 amended Section 13(1)(3) of the National School Lunch Act by requiring the Secretary to maintain a record of registered FSMCs which have been seriously deficient in their participation in the Program and by allowing the Secretary to maintain records concerning other registered FSMCs. Such records are to be made available to all States. Thus, where formerly the NSLA required the maintaining of records of all registered FSMCs, P.L. 103-448 requires that we maintain only the records of those companies which have been deficient in administering the SFSP.

As a follow-up to our December 1994 advisory memo to the regions which stated that this issue would be addressed in more detail in the future, this memo changes the existing FSMC reporting requirements policy to allow exception reporting by all State agencies. By the October 15 deadline established in Program regulations, each State agency shall report to FCS information concerning only the SFSP FSMCs which have been seriously deficient in their State for that calendar year. We will continue to compile the information received from each State and distribute it to the Regions in January of each year.

We hope that is change in policy regarding registered FSMC reports for the SFSP helps to reduce State and local agency burden and to streamline program operations. If you have any questions regarding this subject, please contact Lorie Conneen at (703) 305-2620.

/ORIGINAL SIGNED/

ALBERTA C. FROST  
Director  
Child Nutrition Division

The contents of this guidance document do not have the force and effect of law and are not meant to bind the public in any way. This document is intended only to provide clarity to the public regarding existing requirements under the law or agency policies.