

Summary of COVID-19 Child Nutrition Program Response Nationwide Waivers & Memos

This resource briefly describes all nationwide waivers and guidance memoranda released by the USDA in response to the coronavirus. Due to the number of extensions, this resource begins with waivers listed by expiration date and then all guidance memoranda by topic and date; the waiver or memo name links to description of the latest version. Next, the table lists waivers and memoranda in order of number and release date. The waiver or memo number in the table links to the USDA landing page for the waiver.

This was last updated on 10/25/2021.

See the [USDA FNS website](#) for all nationwide waivers and [guidance memoranda](#). See the end of this document for a glossary of acronyms and terms.

State agencies are eligible to use all nationwide waivers without application, but they must still elect to be subject to the waiver by notifying their USDA Regional Office. These waivers do **not** apply to all operators automatically -- state agencies must opt in and provide information to operators before operators can implement the waiver. Please contact your state agency for more information about these and other state-requested waivers.

Monitoring Waivers in Effect until 30 Days After the End of the Public Health Emergency

- [Onsite Monitoring Requirements for CACFP Sponsors \(#39 & #96\)](#)
 - Previously [Monitoring Requirements for CACFP Sponsors \(#7 & #27\)](#)
- [Onsite Monitoring Requirements for CACFP State Agencies \(#8, #28, #40 & #95\)](#)
- [Onsite Monitoring Requirements in the School Meals Programs \(#9, #29, #41 & #94\)](#)

Waivers in Effect for SSO, NSLP, SBP, and CACFP for SY 2021-2022 (through June 30, 2022)

- [Allow Schools to Utilize the Seamless Summer Options through SY 2021-2022 \(#85\)](#)
- [Allow SFSP Reimbursement Rates for SSO Meals in SY 2021-2022 \(#86\)](#)
- [Non-congregate Feeding in the Child Nutrition Programs \(#2, #24, #33, #87\)](#)
- [Meal Service Time Flexibility in the Child Nutrition Programs \(#1 & #17, #34, #88\)](#)
- [Allow Parents and Guardians to Pick Up Meals for Children \(#5 & #25, #35 & #89\)](#)
- Specific Meal Pattern Flexibility in the [School Meals Programs](#) and [CACFP \(#90 & #91](#) respectively)
 - Previously [Meal Pattern Flexibility in the Child Nutrition Programs \(#4, #13, #24, #26, #36 & #70\)](#)
- [Offer Versus Serve Flexibility for Senior High Schools in the NSLP \(#37 & #92\)](#)
- [Area Eligibility in the Afterschool Programs and for Family Day Care Home Providers \(#93\)](#)
 - Previously [Area Eligibility for CACFP At-Risk Afterschool \(#58 & #68\)](#)
- [Provide Flexibility for School Meal Programs Administrative Reviews of SFAs Operating Only the SSO in SY 21-22 \(#97\)](#)
- [Waiver to Allow Fiscal Action Flexibility for Meal Pattern Violations Related to COVID-19 Supply Chain Disruptions Impacting School Meals in School Year 2021-2022 \(#100\)](#)

Waivers in Effect for SFSP for SY 2021-2022 (through June 30, 2022)

- [Waiver to Allow Non-Congregate Meal Service for Service Institutions Operating the Summer Food Service Program during Unanticipated School Closers in School Year 2021-2022 \(#101\)](#)
- [Waiver of Meal Times Requirements for Service Institutions Operating the Summer Food Service Program during Unanticipated School Closers in School Year 2021-2022 \(#102\)](#)
- [Waiver to Allow Parents and Guardians to Pick Up Meals Served by Service Institutions Operating the Summer Food Service Program during Unanticipated School Closers in School Year 2021-2022 \(#103\)](#)
- [Waiver of Area Eligibility Requirements for Service Institutions Operating the Summer Food Service Program during Unanticipated School Closers in School Year 2021-2022 \(#104\)](#)

Waivers in Effect for SFSP for SY 2021-2022 (through September 30, 2022)

- [Waiver of the Annual Half Aggregate Monitoring Requirement in the Summer Food Service Program \(#99\)](#)

Deadline & Deadline Extension Waivers

- [Community Eligibility Provision \(CEP\) Deadlines \(#6 & #82\)](#)
- [60 Day Reporting Requirements for January and February 2020 \(#12\)](#)
- [Deadline Extension for Local School Wellness Policy Triennial Assessments in the NSLP and SBP \(#18 & #98\)](#)
- [FFCRA Opt-In Waiver for SY2020- 2021 NSLP USDA Foods Entitlement Calculations](#)
- [FFCRA Opt-In Waiver for SY2021-2022 NSLP USDA Foods Entitlement Calculations](#)
- [Selected Child Nutrition Program State Agency Reporting Requirements](#)

Expired Waivers

- [Waiver of the Activity Requirement in Afterschool Care Child Nutrition Programs \(#3\)](#) (expired 6/30/20)
- [Extend Unanticipated School Closure Operations through June 30, 2020 \(#21\)](#) (expired 6/30/20)
- [Waiver of Annual Review Requirements for State Agencies in the CACFP \(#20\)](#) (expired 9/30/20)
- [Allow SFSP and SSO Operations through School Year 2020-2021 \(#56 & #59\)](#) (expired 6/30/2021)
- [Allow Reimbursement for Meals Served Prior to Notification of Approval and Provide Flexibility for Pre-Approval Visits in the SFSP \(#57 & #69\)](#) (expired 6/30/2021)
- [Food Service Management Contract Duration in the NSLP and SFSP \(#19 & #71\)](#) (expired 6/30/2021)
- [Meal Pattern Flexibility in the SFSP & SSO \(#4, #13, #24, #26, #38, #45, #53, #63 & #74; extended for SSO only - SFSP waiver expired 6/30/2021\)](#)
- [Non-congregate Feeding in the SFSP & SSO \(#2, #24, #44, #54, #61 & #75\)](#)
- [Allow Parents and Guardians to Pick Up Meals for Children \(#5, #25, #47, #55, #62 & #76\)](#)

- [Meal Service Time Flexibilities in the SFSP and SSO \(#17, #50, #66 & #78\)](#)
- [Meal Pattern Flexibility in the SFSP & SSO \(#4, #13, #24, #26, #38, #45, #53, #63 & #74; #74 extends SSO only - SFSP waiver expired 6/30/2021\)](#)
- [Area Eligibility Waiver Extensions \(#32, #46, #52, #60 & #77\)](#)
- [Area Eligibility for Closed Enrolled Sites in the SFSP and NSLP SSO \(#14, #48, #64 & #80\)](#)
- [Waiver of the First Week Site Visit Requirement in the SFSP \(#15, #49, #65 & #81\)](#)
- [Offer Versus Serve Flexibilities in the SFSP \(#16, #51, #67 & #79\)](#)
- [Allow Sponsors that Successfully Participated in the SFSP in FY 2019 to Operate as Experienced Sponsors in FY 2021 \(#83\)](#)
- [Onsite Monitoring Requirements for SFSP Sponsors \(#10, #30 & #42\)](#)
- [Onsite Monitoring Requirements for SFSP State Agencies \(#11, #31 & #43\)](#)

Guidance Memoranda and Q&As *(with issue date)*

- [COVID-19 SFSP and SSO Meal Delivery Using Existing Authority \(3/9/20\)](#)
- [Questions and Answers Related to the Child Nutrition Program Monitoring and Reporting Nationwide Waivers \(4/9/20\)](#)
- [Child Nutrition Program Nationwide Waivers: Questions and Answers \(4/11/20\)](#)
- [Child Nutrition Program Meal Service during Novel Coronavirus Outbreaks: Questions and Answers #3 \(4/11/20\)](#)
- [Child Nutrition Program Meal Service during Novel Coronavirus Outbreaks: Questions and Answers #4 \(4/21/20\)](#)
- [SFSP and SSO Nationwide Waivers – Questions and Answers \(5/19/20\)](#)
- [Questions and Answers on the Nationwide Waiver to Extend Unanticipated School Closure Operations through June 30, 2020 \(5/29/20\)](#)
- [Answers Related to FSMC Contract Extensions and Allowable Costs During the Pandemic \(6/3/20\)](#)
- [Questions and Answers for the Child Nutrition Programs during School Year 2020-21 #5 \(8/21/20\)](#)
- [Questions and Answers Relating to the Nationwide Waiver to Allow SFSP and SSO Operations through December 2020 \(9/11/20\)](#)
- [Questions and Answers Relating to the Nationwide Waiver to Allow SFSP and SSO Operations through SY 2020-2021 – EXTENSION – #2 \(10/14/20\)](#)
- [Questions and Answers Relating to the Nationwide Waiver to Allow SFSP and SSO Operations through SY 2020-2021 – Q&As #3 \(11/2/20\)](#)
- [Questions and Answers Relating to the Nationwide Waiver to Allow SFSP and SSO Operations through SY 2020-2021 – Q&As #4 \(1/5/21\)](#)
- [Fresh Fruit and Vegetable Program During COVID-19 \(4/9/20\)](#)
- [FFVP During COVID-19: Questions & Answers #2 \(4/19/20\)](#)
- [Fresh Fruit and Vegetable Program Operations for SY 2020-2021 During COVID-19 \(8/21/20\)](#)
- [Fresh Fruit and Vegetable Program Operations for SY 2020-2021 during COVID-19 \(10/23/20\)](#)
- [Child Nutrition Program Emergency Operating Costs During COVID-19: Implementation Guidance for State Agencies and Q&A \(1/26/21\)](#)

- [Child Nutrition Emergency Operational Costs Reimbursement Programs: State Agency Implementation Plan Template and Q&A Guidance \(3/15/21\)](#)
- [Reimbursement for Meals and Snacks Served to Young Adults in the Child and Adult Care Food Program: Implementation Guidance for State Agencies \(4/9/21\)](#)
- [Questions and Answers Regarding Child Nutrition Program Oversight, Administration, and Reporting During COVID-19 \(4/19/21\)](#)
- [Consolidated Appropriations Act 2021 – Effect on Child Nutrition Programs \(5/5/21\)](#)
- [Reimbursement for Meals and Snacks Served to Young Adults in the Child and Adult Care Food Program—Questions and Answers \(6/7/21\)](#)
- [Questions and Answers for Child Nutrition Program Operations in School Year 2021-2022 \(6/11/21\)](#)
- [Previously Issued Questions and Answers Relating to Operation of the Child Nutrition Programs: Updated for School Year 2021-2022 \(7/14/21\)](#)
- [Community Eligibility Provision Operations during School Year 2021-2022: Questions and Answers \(7/22/21\)](#)
- [Child Nutrition Emergency Operational Costs Reimbursement Programs: Q&As #3 \(8/11/21\)](#)
- [Questions and Answers for Child Nutrition Program Reporting in School Year 2021-2022 \(9/9/2021\)](#)
- [Questions and Answers for Child Nutrition Program Operations in School Year 2021-2022, Q&A #2 \(9/29/2021\)](#)
- [Questions and Answers for Child Nutrition Programs Emergency Procurement Due to Supply Chain Disruptions \(10/15/2021\)](#)

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #1	Nationwide Waiver to Allow Meal Service Time Flexibility in the Child Nutrition Programs	NSLP, SBP, SSO, SFSP, CACFP	March 20, 2020	June 30, 2020 <i>Extended to June 2022</i> (NSLP/SBP, SSO, CACFP) and <i>Sept. 2021</i> (SFSP)	<ul style="list-style-type: none"> Provides flexibility for serving times. Allows for serving multiple meals for the same day at one time. With further clarification, this includes meals for multiple days at the same time. 	<ul style="list-style-type: none"> Operators must still establish meal service times or delivery times.
COVID-19: Child Nutrition Response #2	Nationwide Waiver to Allow Non-congregate Feeding in the Child Nutrition Programs	NSLP, SBP, SSO, SFSP, CACFP	March 20, 2020	June 30, 2020 <i>Extended to June 2022</i> (NSLP/SBP, SSO, CACFP) and <i>Sept. 2021</i> (SFSP)	<ul style="list-style-type: none"> Permits consumption of meals off-site and outside of group settings. 	<ul style="list-style-type: none"> Allows for serving models like grab-n-go, curbside pick-up, mobile/bus routes, and home delivery.
N/A (Q&A)	COVID-19 SFSP and SSO Meal Delivery Using Existing Authority	SFSP & SSO		N/A	<ul style="list-style-type: none"> Sets guidelines & restrictions around home delivery Clarifies that meals can be served through SFSP/SSO during spring break if break is postponed or cancelled. Q&A memo SP 14-2020 updated this to allow summer meals during any break regardless. Clarifies that NSLP/SBP can be used during distance learning. 	<ul style="list-style-type: none"> Parents must consent in writing and verify address before delivery starts. Children not need to be present for delivery; no one needs to be present for delivery of shelf-stable food. See the Q&A on the Extension of Unanticipated School Closure Operations for guidance on who can operate home deliveries.
COVID-19: Child Nutrition Response #3	Nationwide Waiver of the Activity Requirement in Afterschool Care Child Nutrition Programs	NSLP Afterschool Snacks & CACFP At-Risk Afterschool	March 20, 2020	June 30, 2020 EXPIRED	<ul style="list-style-type: none"> Eliminates need for supervised enrichment programming. 	<ul style="list-style-type: none"> Allows CACFP At-Risk Afterschool sites to function similar to SFSP open sites.
COVID-19: Child Nutrition Response #4	Nationwide Waiver to Allow Meal Pattern Flexibility in the Child Nutrition Programs	NSLP, SBP, SSO, SFSP, CACFP	March 25, 2020	April 30, 2020 <i>New waiver to June 2022</i> (NSLP/SBP & SSO and CACFP) <i>Expired for SFSP</i>	<ul style="list-style-type: none"> Allows operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. State agencies can only grant this waiver on case-by-case basis. USDA instructs states to consider if the request is due to supply issues.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #5	Nationwide Waiver to Allow Parents and Guardians to Pick Up Meals for Children	NSLP, SBP, SSO, SFSP, CACFP	March 25, 2020	June 30, 2020 <i>Extended to June 2022</i> (NSLP/SBP, SSO, CACFP) and Sept. 2021 (SFSP)	<ul style="list-style-type: none"> • Waives the requirement that meals are served directly to the eligible child. • Allows parents or guardians to pick up meals for their child. 	<ul style="list-style-type: none"> • States need to ensure integrity and are instructed to work with operators on ways to verify adults have eligible children and ensure that duplicate meals are not served.
COVID-19: Child Nutrition Response #6	Nationwide Waiver of Community Eligibility Provision (CEP) Deadlines	NLSP & SBP	March 25, 2020	August 31, 2020 SY21-22 Deadlines Extended	<ul style="list-style-type: none"> • Extends deadlines for various tasks within the CEP data release and election process. 	<ul style="list-style-type: none"> • ISPs may be calculated based on data drawn through June 30, 2020 • Deadline to declare intent to elect CEP is now August 31, 2020.
COVID-19: Child Nutrition Response #7	Nationwide Waiver of Monitoring Requirements for CACFP Sponsors	CACFP	March 27, 2020	June 30, 2020 <i>Extended to Aug. 2020</i> On-site waiver extended to 30 days after public health emergency	<ul style="list-style-type: none"> • Allows sponsors to monitor facilities two times (instead of three) this fiscal year, and only one must be unannounced. • Waives the requirement for at least one unannounced review to include the observation of a meal service. • Waives the requirement that no more than six months elapse between reviews. • Allows new facility reviews to be done by desk audit. 	<ul style="list-style-type: none"> • Available to sponsors that elect to be subject to the waiver; it is our understanding that sponsors do not need their state to opt-in for them. • New facility reviews must still be done within the facility's first four weeks of operation.
COVID-19: Child Nutrition Response #8	Nationwide Waiver of Onsite Monitoring Requirements for CACFP State Agencies	CACFP	March 27, 2020	June 30, 2020 On-site waiver extended to 30 days after public health emergency	<ul style="list-style-type: none"> • Waives the in-person component of the state agency's required monitoring activities. 	<ul style="list-style-type: none"> • States must continue to ensure integrity to the maximum extent practicable through remote activities, such as through desk audits.
COVID-19: Child Nutrition Response #9	Nationwide Waiver of Onsite Monitoring Requirements in the School Meals Programs	NSLP, SBP, SSO	March 27, 2020	June 30, 2020 On-site waiver extended to 30 days after public health emergency	<ul style="list-style-type: none"> • Waives the in-person component of the state agency's and SFA's required monitoring activities. • Allows states to postpone required reviews of SFAs that are closed and request an extension on their review cycle. 	

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #10	Nationwide Waiver of Onsite Monitoring Requirements for SFSP Sponsoring Organizations	SFSP	March 27, 2020	June 30, 2020 Extended to Sept. 2021	<ul style="list-style-type: none"> • Waives the requirement for an in-person site visit during the first week of a site's operation and the review of the site's food service within the first four weeks of operation. 	<ul style="list-style-type: none"> • Sponsors must continue to ensure integrity to the maximum extent practicable through remote activities, such as through desk audits. • For sites that will operate during summer 2020, sponsors can postpone visits until then.
COVID-19: Child Nutrition Response #11	Nationwide Waiver of Onsite Monitoring Requirements for SFSP State Agencies	SFSP	March 27, 2020	June 30, 2020 Extended to Sept. 2021	<ul style="list-style-type: none"> • Waives the in-person component of the state agency's required monitoring activities. 	<ul style="list-style-type: none"> • States must continue to ensure integrity to the maximum extent practicable through remote activities, such as through desk audits. • For sponsors that will operate during summer 2020, states can postpone visits until then. • Reminds states that pre-operational visits may be waived for sponsors operating during school closures and that SFSP reviews are not required in the same year as a satisfactory NSLP review as long as the same person runs both programs.
COVID-19: Child Nutrition Response #12	Nationwide Waiver of 60 Day Reporting Requirements for January and February 2020	All: NSLP, SBP, SFSP, SSO, CACFP, SMP	April 1, 2020	N/A	<ul style="list-style-type: none"> • Extends the deadline to submit claims for reimbursement for January 2020 and February 2020 by 30 days each. 	<ul style="list-style-type: none"> • This now allows 90 days rather than 60 days for submission of reports. • States and operators are encouraged to meet the original deadline wherever possible.
CACFP 06, SFSP 05, SP 11-2020	Questions and Answers Related to the Child Nutrition Program Monitoring and Reporting Nationwide Waivers	NSLP, SBP, SSO, SFSP, CACFP	April 9, 2020	N/A	<ul style="list-style-type: none"> • Clarifies COVID-19 Child Nutrition Response waivers #7-#12, including what elements of reviews can be done off-site and ways to assess elements usually observed on site. • Provides guidance on CACFP attendance records. 	<ul style="list-style-type: none"> • Per #7, program operators in states that elect to use these waivers are not required to submit individual waiver requests but advance notification may be required. • State agencies may approve new SFSP and CACFP sponsors through off-site pre-approval visits.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
SP 12-2020	Fresh Fruit and Vegetable Program During COVID-19	FFVP	April 9, 2020	N/A	<ul style="list-style-type: none"> Clarifies that participating schools may serve fresh produce through FFVP in a non-congregate setting. Clarifies that produce may be served outside the typical school day, at whatever time works best, including alongside other meals being distributed. This guidance applies to produce already in stock as well as produce ordered for distribution during closures. 	<ul style="list-style-type: none"> No waiver is required for non-congregate service outside of the school day or alongside other meals. FFVP produce may not be given to parents without their child present. Produce may be distributed to children even if they are not enrolled at the participating school. Produce may be distributed for up to a week at a time. Nutrition education is not required. FFVP produce may not be used as meal components.
SP 13-2020	Child Nutrition Program Nationwide Waivers: Questions and Answers	NSLP, SBP, SSO, SFSP, CACFP	April 11, 2020	N/A	<ul style="list-style-type: none"> Provides clarification on waivers #1-#3, including how states elect to be subject to the waiver as well as record keeping and reporting. Clarifies that CACFP operators may distribute meals for more than one day at a time. Allows operators to serve items in bulk if there are instructions on portions and the items can be easily separated into meals with minimal preparation. 	<ul style="list-style-type: none"> Per #7, program operators in states that elect to use these three waivers are not required to submit individual waiver requests, but advance notification may be required. Confirms that meals may only be distributed at sites approved by the state agency. Confirms that aside from SFSP and SSO open sites and CACFP At-Risk sites, operators may only serve enrolled participants and claim meals at the appropriate rates.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
SP 14-2020	Child Nutrition Program Meal Service during Novel Coronavirus Outbreaks: Questions and Answers #3	NSLP, SBP, SSO, SFSP, CACFP	April 11, 2020	N/A	<ul style="list-style-type: none"> Provides clarification on various elements of program operations. Clarifies that the requirement for SFSP camp sites to provide programming is still in effect, but camp sites with appropriate safety measures may be approved to operate and serve non-congregate meals. Clarifies that advance funds may be paid to SFSP or SSO operators serving meals during unanticipated closures. Clarifies that all SFSP and SSO operators may, with state agency approval, serve meals during weekends, holidays, and breaks within the year (like spring break) without needing a waiver from the USDA. 	<ul style="list-style-type: none"> Notes that state agencies may approve operators to serve alternate forms of milk and may approve SSO operators to only serve one type of milk (instead of a variety) without needing a waiver from the USDA. Provides guidelines for home delivery through the CACFP, similar to guidelines offered for home delivery through SFSP or SSO. Confirms that school food authorities and sponsors approved to operate CACFP At-Risk as well as SFSP or SSO may operate both concurrently, at the same or different sites, as long as different meals are served through each program and daily meals per child maximums in each program are followed. Notes that states are still expected to provide public notification of all sites and to make accommodations who have limited English proficiency, need language assistance, or have other special needs.
COVID-19: Child Nutrition Response #13	Nationwide Waiver to Allow Meal Pattern Flexibility in the Child Nutrition Programs – EXTENSION	NSLP, SBP, SSO, SFSP, CACFP	April 21, 2020	May 31, 2020 <i>New waiver to June 2022 (NSLP/SBP & SSO and CACFP)</i> <i>Expired for SFSP</i>	<ul style="list-style-type: none"> Allows operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. State agencies can only grant this waiver on case-by-case basis. USDA instructs states to consider if the request is due to supply issues. Elections and approvals under COVID-19 #4 may continue without further action.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #14	Nationwide Waiver to Allow Area Eligibility for Closed Enrolled Sites in the SFSP and SSO	SSO, SFSP	April 21, 2020	September 30, 2020 <i>Extended to Sept. 2021</i>	<ul style="list-style-type: none"> Allows closed enrolled sites to determine site eligibility through area eligibility (instead of collecting income eligibility applications). 	<ul style="list-style-type: none"> These flexibilities do <i>not</i> end as soon as the public health emergency ends. State agencies that have already individual requested and received traditional SFSP waivers may elect to be covered by these nationwide waivers during the COVID-19 emergency, in place of their traditional waivers. FNS will continue to process requests that have been submitted for the traditional SFSP waivers for summer 2020. Approvals of the traditional waivers will be effective beginning October 1, 2020. The traditional SFSP waivers will remain in effect through April 30, 2022, or until FNS publishes a final regulation that supersedes the approval, whichever comes first. Therefore, there is no need for State agencies to withdraw those requests or resubmit a request.
COVID-19: Child Nutrition Response #15	Nationwide Waiver of First Week Site Visits in the SFSP	SFSP	April 21, 2020	September 30, 2020 <i>Extended to Sept. 2021</i>	<ul style="list-style-type: none"> Waives the requirement that SFSP sponsors visit each of their sites at least once during their first week of operation. Waiver applies to the following: <ul style="list-style-type: none"> Sites that successfully operated SFSP the previous year. SFSP sponsors in good standing that successfully participate in the CACFP or the NSLP. 	
COVID-19: Child Nutrition Response #16	Nationwide Waiver to Allow Offer Versus Serve Flexibilities in the SFSP	SFSP	April 21, 2020	September 30, 2020 <i>Extended to Sept. 2021</i>	<ul style="list-style-type: none"> Waives the limitation on the use of Offer versus Serve (OVS) to SFAs. Allows the use of OVS by both non-SFA and SFA sponsors in good standing. Provides details of SFSP OVS meal service parameters. 	
COVID-19: Child Nutrition Response #17	Nationwide Waiver of Meal Service Time Restrictions in the SFSP and SSO	SSO, SFSP	April 21, 2020 <i>Effective July 1</i>	September 30, 2020 <i>Extended to June 2022 (NSLP/SBP, SSO, CACFP) and Sept. 2021 (SFSP)</i>	<ul style="list-style-type: none"> Waives Federal rules on the amount of time that must elapse between the beginning of one meal and the beginning of the next, and the duration of a meal service. Waives meal service time parameters for SSO. Sponsors are still required to establish meal service times for each site. 	

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 09, SFSP 08, SP15-2020	Child Nutrition Program Meal Service during Novel Coronavirus Outbreaks: Questions and Answers #4	NSLP, SBP, SSO, SFSP, CACFP	April 21, 2020	N/A	<ul style="list-style-type: none"> Allows Head Start programs to deliver meals to enrolled children previously receiving CACFP or NSLP meals. Confirms that new sites may be approved if all aspects of the process are completed; pre-approval reviews may be off-site. 	<ul style="list-style-type: none"> CACFP sites that have closed may operate as SFSP sites under an SFSP sponsor with state approval. CACFP sites that are still open may also be approved as SFSP sites under an approved SFSP sponsor if they serve a separate group of kids. The non-discrimination statement must still appear on informational materials. Operators must still make meal accommodations for participants with disabilities.
COVID-19: Child Nutrition Response #18	Nationwide Waiver of Local School Wellness Policy Triennial Assessments in the NSLP and SBP	NSLP, SBP	April 23, 2020	N/A	<ul style="list-style-type: none"> Extends the deadline to complete the triennial assessment of compliance with school wellness policies from June 30, 2020 to June 30, 2021. 	<ul style="list-style-type: none"> In states that elect to be subject to this waiver, LEAs taking advantage of the new deadline must notify their state agency by June 30, 2020. LEAs that take advantage of the new deadline, the next triennial assessment of compliance must be completed by June 30, 2024.
COVID-19: Child Nutrition Response #19	Nationwide Waiver of Food Service Management Contract Duration in the NSLP and SFSP	NSLP, SBP, SSO, SFSP	April 24, 2020	September 30, 2020 Extended to June 2021 EXPIRED	<ul style="list-style-type: none"> Waives FSMC contract duration and extension limits. 	<ul style="list-style-type: none"> Allows FSMC contracts that may expire on or around June 30, 2020 to be extended through SY20-21 (to June 30, 2021) using emergency non-competitive procurement. Contracts negotiated or extended through emergency procurement may not be renewed.
COVID-19: Child Nutrition Response #20	Nationwide Waiver of Annual Review Requirements for State Agencies in the CACFP	CACFP	April 24, 2020	September 30, 2020 EXPIRED	<ul style="list-style-type: none"> Waives all CACFP monitoring requirements for state agencies included in Section 17(d)(2)(C) of the Richard B. Russell National School Lunch Act and in the regulations at 7 CFR 226.6(m)(6) and 226.6(m)(6)(i) through (ii). 	<ul style="list-style-type: none"> This broadens COVID-19 #8 in recognition of closures and other barriers to completing required administrative reviews. USDA encourages states to prioritize next year the institutions scheduled to be reviewed this year. States must continue to ensure integrity to the maximum extent practicable through remote activities, like desk audits.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #21	Nationwide Waiver to Extend Unanticipated School Closure Operations through June 30, 2020	SSO, SFSP <i>(later clarified to apply to CACFP At-Risk)</i>	April 27, 2020	June 30, 2020 EXPIRED	<ul style="list-style-type: none"> • Waives the limit on unanticipated school closure operations to October through April, allowing operators to continue current operations through June 30, 2020. • Waives the federal application deadline of June 15, 2020 for SFSP and SSO operators. 	<ul style="list-style-type: none"> • Operators may continue current operations regardless of school closure status. • States and operators may resume usual SFSP or SSO operations before June 30, 2020. • States may set their own application deadline.
COVID-19: Child Nutrition Response #22	Nationwide Waiver to Allow Non-congregate Feeding in the Child Nutrition Programs - EXTENSION	NSLP, SBP, SSO, SFSP, CACFP	May 14, 2020	August 31, 2020 Extended to June 2022 <i>(NSLP/SBP, SSO, CACFP) and Sept. 2021 (SFSP)</i>	<ul style="list-style-type: none"> • Permits consumption of meals off-site and outside of group settings. 	<ul style="list-style-type: none"> • Allows for serving models like grab-n-go, curbside pick-up, mobile/bus routes, and home delivery.
COVID-19: Child Nutrition Response #23	Nationwide Waiver to Allow Meal Service Time Flexibility in the NSLP, SBP, and CACFP	NSLP, SBP, CACFP	May 14, 2020	August 31, 2020 Extended to June 2022 <i>(NSLP/SBP, SSO, CACFP) and Sept. 2021 (SFSP)</i>	<ul style="list-style-type: none"> • Allows for distribution of multiple meals at the same time, including meals for more than one day at a time. 	<ul style="list-style-type: none"> • Extends COVID-19 #1. • SFSP and SSO meal service time flexibility was extended to September 30, 2020 through COVID-19 #17. • Operators must still establish service or delivery times. • This flexibility does <i>not</i> end when the public health emergency ends.
COVID-19: Child Nutrition Response #24	Nationwide Waiver to Allow Meal Pattern Flexibility in the Child Nutrition Programs – EXTENSION 2	NSLP, SBP, SSO, SFSP, CACFP	May 14, 2020	June 30, 2020 New waiver to June 2022 <i>(NSLP/SBP & SSO and CACFP)</i> Expired for SFSP	<ul style="list-style-type: none"> • Allows operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. 	<ul style="list-style-type: none"> • Operators must get advance approval from their state agency. • State agencies can only grant this waiver on case-by-case basis. • USDA instructs states to consider if the request is due to supply issues. • Elections and approvals under COVID-19 #4 or #13 may continue without further action. • Available to operators transitioning from unanticipated school closure to traditional summer operations prior to expiration date.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #25	Nationwide Waiver to Allow Parents and Guardians to Pick Up Meals for Children – EXTENSION	NSLP, SBP, SSO, SFSP, CACFP	May 14, 2020	August 31, 2020 <i>Extended to June 2022 (NSLP/SBP, SSO, CACFP) and Sept. 2021 (SFSP)</i>	<ul style="list-style-type: none"> Allows parents or guardians to pick up meals for their child. Allows for distributing meals to a guardian of an adult participant in the CACFP without the participant present. 	<ul style="list-style-type: none"> States need to ensure integrity and are instructed to work with operators on ways to verify adults have eligible children or adult participants and ensure that duplicate meals are not served.
SP 18, SFSP 10-2020	SFSP and SSO Nationwide Waivers – Questions and Answers	SSO, SFSP	May 19, 2020	N/A	<ul style="list-style-type: none"> Provides clarification and guidance related to nationwide waivers COVID-19: Child Nutrition Response #14 to #17. Confirms that operators may request waivers if their state agency does not opt in to the nationwide waiver or request its own statewide waiver. Allows OVS for non-congregate SFSP meals if sites implement it safely and correctly. Confirms that the meal service time waiver, combined with the non-congregate waiver, allows for multiple meals to be distributed at the same time. 	<ul style="list-style-type: none"> Camps may not utilize the waiver allowing closed enrolled sites to use area eligibility in lieu of applications. The first week site visit waiver only applies to sites that successfully participated in the SFSP the previous year as well as CACFP and NSLP sponsors in good standing. The OVS waiver may not be used to circumvent the meal pattern; all components must be offered. Although the meal service time waiver does not expire until September 30, 2020, the non-congregate waiver expires on August 30, 2020.
SP 19-2020	FFVP During COVID-19: Questions & Answers #2	FFVP	May 19, 2020	N/A	<ul style="list-style-type: none"> Directs SFAs to request a waiver to distribute FFVP produce at locations other than participating elementary schools. Confirms that funds may be reallocated from participating schools that are not distributing meals to those that are. Allows schools that participated in 2019-2020 and participate again in 2020-2021 to use the signatures on file if none of the signatories has changed. 	<ul style="list-style-type: none"> Confirms that FFVP produce may be distributed or delivered to children of all ages, not just students at participating elementary schools. Participating elementary schools that are not distributing meals may not use FFVP funds to purchase produce to donate to other sites. Participating schools that are not selected to participate in 2020-2021 may not retain funds for use next school year; they must be returned. States may not extend the deadline to obligate funds but may extend some reporting deadlines.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 11, SFSP 11, SP 20-2020	Questions and Answers on the Nationwide Waiver to Extend Unanticipated School Closure Operations through June 30, 2020	SSO, SFSP, CACFP	May 29, 2020	N/A	<ul style="list-style-type: none"> • Reviews the requirements and elements of the law addressed by the waiver. • Clarifies that COVID-19 Child Nutrition Response #21 also allows CACFP At-Risk Afterschool operations to continue for as long as unanticipated school closure operations continue, regardless of the school calendar. • Confirms that other waivers and flexibilities that have not yet expired still apply to SFSP and SSO operators after they transition to summer operations. • Allows non-profit SFSP sponsors to initiate home delivered meals if the public in eligible areas are notified and permitted to sign up. 	<ul style="list-style-type: none"> • As with all nationwide waivers, states may or may not opt in to this waiver. • If a state does not opt in to COVID-19 Child Nutrition Response #21, CACFP At-Risk Afterschool operations must end as soon as the planned school year ends, and programs must transition to usual summer options through SFSP or SSO, including the completion of required application materials. • SFSP and SSO sponsors delivering meals to homes should not treat each home as a site (in the same way that stops along a mobile route are). They should comply with the guidelines in the meal delivery Q&A. • Other streamlining measures and flexibilities for SFAs and CACFP At-Risk sponsors transitioning to summer meals program operations are still available.
CACFP 12, SFSP 12, SP 21-2020	Questions and Answers Related to FSMC Contract Extensions and Allowable Costs During the Pandemic	NSLP, SBP, SSO, SFSP, CACFP	June 3, 2020	N/A	<ul style="list-style-type: none"> • Provides guidance on: <ul style="list-style-type: none"> ○ Maintenance fees charged by a FSMC ○ Implications of additional costs to fixed-price contracts ○ Paying staff who are not currently working and providing hazard pay ○ Non-refundable costs for cancelled events & activities • Provides guidance to SFAs on documentation needed regarding health inspections. • Confirms that PPE, bottled water, and packaging and delivery costs are allowable. 	<ul style="list-style-type: none"> • CACFP was not covered by the FSMC contract extension waiver because it does not have contract duration limits like other programs. • For guidance on extending contracts other than FSMC contracts, consult state and local procurement standards. • Although meal packaging and delivery costs are allowable, there is no additional funding available for these costs. • State administrative expense (SAE) funds may not be used for local-level costs.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #26	Nationwide Waiver to Allow Meal Pattern Flexibility in the Child Nutrition Programs – EXTENSION 3	NSLP, SBP, SSO, SFSP, CACFP	June 8, 2020	July 31, 2020 <i>New waiver to June 2022 (NSLP/SBP & SSO and CACFP)</i> <i>Expired for SFSP</i>	<ul style="list-style-type: none"> Allows operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. State agencies can only grant this waiver on case-by-case basis. USDA instructs states to consider if the request is due to supply issues. Elections and approvals under COVID-19 #4, #13 or #24 continue without further action.
COVID-19: Child Nutrition Response #27	Nationwide Waiver of Monitoring Requirements for CACFP Sponsors – EXTENSION	CACFP	June 8, 2020	August 31, 2020 EXPIRED <i>On-site waiver extended to 30 days after public health emergency</i>	<ul style="list-style-type: none"> Allows sponsors to monitor facilities two times (instead of three) this fiscal year, and only one must be unannounced. Waives the requirement for at least one unannounced review to include the observation of a meal service. Waives the requirement that no more than six months elapse between reviews. Allows new facility reviews to be done by desk audit. 	<ul style="list-style-type: none"> Available to sponsors that elect to be subject to the waiver; it is our understanding that sponsors do not need their state to opt-in for them. Elections and approvals under the original waiver may continue without further action. New facility reviews must still be done within the facility's first four weeks of operation.
COVID-19: Child Nutrition Response #28	Nationwide Waiver of Onsite Monitoring Requirements for CACFP State Agencies – EXTENSION	CACFP	June 8, 2020	August 31, 2020 <i>Extended to 30 days after public health emergency</i> <i>Other flexibilities to Sept. 2020</i>	<ul style="list-style-type: none"> Waives the in-person component of the state agency's required monitoring activities. 	<ul style="list-style-type: none"> Elections and approvals under the original waiver may continue without further action. States must continue to ensure integrity to the maximum extent practicable through remote activities, such as through desk audits.
COVID-19: Child Nutrition Response #29	Nationwide Waiver of Onsite Monitoring Requirements in the School Meals Programs – EXTENSION	NSLP, SBP, SSO	June 8, 2020	August 31, 2020 <i>On-site waiver extended to 30 days after public health emergency</i>	<ul style="list-style-type: none"> Waives the in-person component of the state agency's and SFA's required monitoring activities. Allows states to postpone required reviews of SFAs that are closed and request an extension on their review cycle as needed. 	<ul style="list-style-type: none"> Elections and approvals under the original waiver may continue without further action.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #30	Nationwide Waiver of Onsite Monitoring Requirements for SFSP Sponsoring Organizations – EXTENSION	SFSP	June 8, 2020	August 31, 2020 Extended to Sept. 2021	<ul style="list-style-type: none"> • Waives the requirement for an in-person site visit during the first week of a site’s operation and the review of the site’s food service within the first four weeks of operation. 	<ul style="list-style-type: none"> • Elections and approvals under the original waiver may continue without further action. • Sponsors must continue to ensure integrity to the maximum extent practicable through remote activities, such as through desk audits. • COVID-19 #15 waived the first week site visit requirement for SFSP sites and sponsors that meet certain criteria.
COVID-19: Child Nutrition Response #31	Nationwide Waiver of Onsite Monitoring Requirements for SFSP State Agencies – EXTENSION	SFSP	June 8, 2020	August 31, 2020 Extended to Sept. 2021	<ul style="list-style-type: none"> • Waives the in-person component of the state agency’s required monitoring activities. 	<ul style="list-style-type: none"> • Elections and approvals under the original waiver may continue without further action. • States must continue to ensure integrity to the maximum extent practicable through remote activities, such as through desk audits. • Reminds states that pre-operational visits may be waived for sponsors operating during school closures and that SFSP reviews are not required in the same year as a satisfactory NSLP review as long as the same person runs both programs.
COVID-19: Child Nutrition Response #32	Nationwide Waiver to Extend Area Eligibility Waivers	SSO, SFSP	June 10, 2020	August 31, 2020 Extended to Sept. 2021 SSO available everywhere in SY21-22	<ul style="list-style-type: none"> • Extends all individually-issued state waivers allowing SFSP and SSO sponsors in good standing to operate open summer meals sites located in areas that do not meet the definition of “areas in which poor economic conditions exist,” or areas where more than half of children are eligible for free or reduced-price meals. 	<ul style="list-style-type: none"> • States must notify USDA if they elect to utilize this extension. • This applies to all sites approved under the previous waiver and plan. • States must continue to work with sponsors and operators to target benefits to children in need. • USDA reserves the right to withdraw approval based on funding availability.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
N/A	FFCRA Opt-In Waiver for SY2020-2021 NSLP USDA Foods Entitlement Calculations	NSLP	June 16, 2020	N/A	<ul style="list-style-type: none"> Allows SDAs to keep their preliminary SY2020-2021 USDA Foods entitlement, based on SY2018-2019 lunches served. 	<ul style="list-style-type: none"> SDAs must notify the USDA if they plan to opt in by September 15, 2020. Allows SDAs to forgo the usual November reconciliation in 2020 that would adjust the preliminary entitlement to reflect SY2019-2020 lunches served.
COVID-19: Child Nutrition Response #33	Nationwide Waiver to Allow Non-congregate Feeding in the Child Nutrition Programs – EXTENSION #2	NSLP, SBP, CACFP	June 25, 2020	June 30, 2021 <i>Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)</i>	<ul style="list-style-type: none"> Permits consumption of meals off-site and outside of group settings. 	<ul style="list-style-type: none"> This allows for serving models like grab-n-go, curbside pick-up, mobile or bus routes, and home delivery. Partial or complete building closures that are planned will not count as unanticipated school closures during SY2020-2021 and may not be claimed through SFSP or SSO. <ul style="list-style-type: none"> Note: This provision was superseded by COVID-19 #56 & #59.
COVID-19: Child Nutrition Response #34	Nationwide Waiver to Allow Meal Service Time Flexibility in the NSLP, SBP, and CACFP - EXTENSION	NSLP, SBP, CACFP	June 25, 2020	June 30, 2021 <i>Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)</i>	<ul style="list-style-type: none"> Provides flexibility for serving times. Allows for serving multiple meals for the same day at one time and also meals for multiple days at the same time. 	<ul style="list-style-type: none"> Operators must still establish meal service times or delivery times.
COVID-19: Child Nutrition Response #35	Nationwide Waiver to Allow Parents and Guardians to Pick Up Meals for Children – EXTENSION #2	NSLP, SBP, CACFP	June 25, 2020	June 30, 2021 <i>Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)</i>	<ul style="list-style-type: none"> Waives the requirement that meals are served directly to the eligible child or participant. Allows parents or guardians to pick up meals for their child. Allows for distributing meals to a guardian of an adult participant in the CACFP without the participant present. 	<ul style="list-style-type: none"> States need to ensure integrity and are instructed to work with operators on ways to verify adults have eligible children or participants and ensure that duplicate meals are not served.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #36	Meal Pattern Flexibility in the Child Nutrition Programs – EXTENSION #4	NSLP, SBP, CACFP	June 25, 2020	June 30, 2021 <i>New waiver to June 2022 (NSLP/SBP & SSO and CACFP)</i> <i>Expired for SFSP</i>	<ul style="list-style-type: none"> Allows operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. State agencies can only grant this waiver on case-by-case basis and must inform their regional office when, where, and for which components the waiver is in effect. USDA instructs states to consider if the request is due to supply issues.
COVID-19: Child Nutrition Response #37	Nationwide Waiver to Allow OVS Flexibility for Senior High Schools in the NSLP for SY 2020–2021	NSLP	June 25, 2020	June 30, 2021 <i>Extended to June 2022</i>	<ul style="list-style-type: none"> Eliminates the requirement for senior high schools participating in the NSLP to implement OVS. 	<ul style="list-style-type: none"> This is intended to make it easier for schools to serve pre-plated meals in the classroom if needed or to offer multi-day meal kits to students engaged in distance learning.
COVID-19: Child Nutrition Response #38	Nationwide Waiver to Allow Meal Pattern Flexibility in the SFSP - EXTENSION 5	SFSP	July 30, 2020	August 31, 2020 <i>Extended to June 2021</i> EXPIRED	<ul style="list-style-type: none"> Allows operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. Clarifies that Meal Pattern Flexibility in the Child Nutrition Programs – EXTENSION #4 applies to the SSO since it is part of NSLP. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. State agencies can only grant this waiver on case-by-case basis. USDA instructs states to consider if the request is due to supply issues. Elections and approvals under COVID-19 #4, #13, #24 or #26 continue without further action.
COVID-19: Child Nutrition Response #39	Nationwide Waiver of Onsite Monitoring Requirements for CACFP Sponsors	CACFP	August 4, 2020	September 30, 2021 <i>Extended to 30 days after the end of the public health emergency</i>	<ul style="list-style-type: none"> Waives the in-person component of a sponsor's required monitoring activities. 	<ul style="list-style-type: none"> Unlike previous monitoring waivers for CACFP sponsors, this does not waive other monitoring requirements (like the annual number or how many must be unannounced). Sponsors must continue to ensure integrity to the maximum extent practicable through remote activities, like desk audits.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #40	Nationwide Waiver of Onsite Monitoring Requirements for CACFP State Agencies – EXTENSION 2	CACFP	August 4, 2020	September 30, 2021 <i>Extended to 30 days after the end of the public health emergency</i>	<ul style="list-style-type: none"> • Waives the in-person component of the state agency's required monitoring activities. 	<ul style="list-style-type: none"> • Elections and approvals under the original waiver or its extension may continue without further action. • States must continue to ensure integrity to the maximum extent practicable through remote activities, like desk audits. • The annual review waiver expires September 30, 2020.
COVID-19: Child Nutrition Response #41	Nationwide Waiver of Onsite Monitoring Requirements in the School Meals Programs – Revised – EXTENSION 2	NSLP (SSO), SBP	August 4, 2020	June 30, 2021 <i>Extended to 30 days after the end of the public health emergency</i>	<ul style="list-style-type: none"> • Waives the onsite monitoring requirement for state agencies and SFAs. • Waives the requirement to complete the onsite portion of an administrative review within the same school year that the review was begun. 	<ul style="list-style-type: none"> • Applies to both state agencies and SFAs that elect to use it without further application. • Elections and approvals under the original waiver or its extension may continue without further action. • State agencies that choose to conduct the onsite portion at a later time should submit an amendment to any previously provided documentation when significant changes or updates occur.
COVID-19: Child Nutrition Response #42	Nationwide Waiver of Onsite Monitoring Requirements for SFSP Sponsoring Organizations – EXTENSION 2	SFSP	August 4, 2020	September 30, 2021	<ul style="list-style-type: none"> • Waives the requirement for an in-person site visit during the first week of a site's operation and the review of the site's food service within the first four weeks of operation. 	<ul style="list-style-type: none"> • Elections and approvals under the original waiver or its extension may continue without further action. • Sponsors must continue to ensure integrity to the maximum extent practicable through remote activities, like desk audits. • The first week site visit waiver expires September 30, 2020.
COVID-19: Child Nutrition Response #43	Nationwide Waiver of Onsite Monitoring Requirements for SFSP State Agencies – EXTENSION 2	SFSP	August 4, 2020	September 30, 2021	<ul style="list-style-type: none"> • Waives the in-person component of the state agency's required monitoring activities. 	<ul style="list-style-type: none"> • Elections and approvals under the original waiver or its extension may continue without further action. • States must continue to ensure integrity to the maximum extent practicable through remote activities, like desk audits.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #44	Nationwide Waiver to Allow Non-congregate Feeding in the SFSP – Extension 3	SFSP	August 20, 2020	September 30, 2020 <i>Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)</i>	<ul style="list-style-type: none"> Permits consumption of meals off-site and outside of group settings. 	<ul style="list-style-type: none"> This allows for serving models like grab-n-go, curbside pick-up, mobile or bus routes, and home delivery. Partial or complete building closures that are planned will not count as unanticipated school closures during SY2020-2021 and may not be claimed through SFSP or SSO. <ul style="list-style-type: none"> Note: This provision was superseded by COVID-19 #56 & #59.
COVID-19: Child Nutrition Response #45	Nationwide Waiver to Allow Meal Pattern Flexibility in the SFSP - Extension 6	SFSP	August 20, 2020	September 30, 2020 <i>Extended to June 2021</i> EXPIRED	<ul style="list-style-type: none"> Allows operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. State agencies can only grant this waiver on case-by-case basis and must inform their regional office when, where, and for which components the waiver is in effect. USDA instructs states to consider if the request is due to supply issues.
COVID-19: Child Nutrition Response #46	Nationwide Waiver to Extend Area Eligibility Waivers – EXTENSION	SFSP, SSO	August 20, 2020	September 30, 2020 <i>Extended to Sept. 2021</i>	<ul style="list-style-type: none"> Extends all individually-issued state waivers allowing SFSP and SSO sponsors in good standing to operate open summer meals sites located in areas that do not meet the definition of “areas in which poor economic conditions exist,” where more than half of children are eligible for free or reduced-price meals. 	<ul style="list-style-type: none"> States must notify USDA if they elect to utilize this extension. This applies to all sites approved under the previous waiver and plan. States must continue to work with sponsors and operators to target benefits to children in need. USDA reserves the right to withdraw approval based on funding availability.
COVID-19: Child Nutrition Response #47	Nationwide Waiver to Allow Parents and Guardians to Pick Up Meals for Children – Extension 3	SFSP	August 20, 2020	September 30, 2020 <i>Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)</i>	<ul style="list-style-type: none"> Waives the requirement that meals are served directly to the eligible child. Allows parents or guardians to pick up meals for their child. 	<ul style="list-style-type: none"> States need to ensure integrity and are instructed to work with operators on ways to verify adults have eligible children and ensure that duplicate meals are not served.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
SP 23-2020	Fresh Fruit and Vegetable Program Operations for SY 2020-21 during COVID-19	FFVP	August 21, 2020	N/A	<ul style="list-style-type: none"> • Confirms that serving produce through FFVP is permitted, without a waiver, outside of the school day, along with other meals, in a non-congregate setting, and without an educational component. • Reiterates that parent or guardian pick-up of FFVP produce and serving FFVP produce at sites other than the approved elementary school(s) do require waivers. • Reminds state agencies that they can provide flexibility on reporting deadlines as long as all federal reporting and fund recovery deadlines are met. 	<ul style="list-style-type: none"> • Schools that participated in FFVP during SY 19-20 that do not participate in SY 20-21 cannot use SY 19-20 funds after July 1, 2020. Unexpended funds must be returned to the state. • State agencies and SFAs must still obligate all FY20 funds by September 30, 2020.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 13, SFSP 13, SP 24-2020	Questions and Answers for the Child Nutrition Programs during School Year 2020-21 #5	NSLP, SBP, SSO, SFSP, CACFP	August 21, 2020	N/A	<ul style="list-style-type: none"> Provides guidance related to: <ul style="list-style-type: none"> School reopening, including virtual schools and remote learning Four-day school weeks Meal distribution locations Displaying the <i>Justice For All</i> civil rights poster Meal patterns and meal pattern waivers Potable water availability at breakfast & lunch and for remote learners Afterschool enrichment activities Meals for distance learners in child care Reiterates that planned building closures or remote learning do not qualify as unanticipated school closures, nor does delaying the start of the school year. 	<ul style="list-style-type: none"> Schools and CACFP providers are <i>not</i> obligated to utilize flexibilities like the non-congregate waiver, but if they do, they must make meals for all enrolled children, including remote learners and those who are not physically present. If schools close unexpectedly but provide remote instruction, then those days do not count as unanticipated school closures. Students or their parents/guardians may pick up meals at any school within the SFA, but meals must be claimed correctly. SFAs may create agreements to share data so that students could pick up meals outside their SFA. Virtual, remote, or take-home activities like enrichment packets can fulfill the enrichment activity requirement for afterschool meals and snacks. As usual with CACFP At-Risk, activities must be available to all who receive meals, but participation is not required. States may approve meal pattern waivers related to challenges providing safe and nutritious meals; they do not have to be directly related to supply chain disruptions. This can include waivers for NSLP vegetable subgroups or age/grade group differences.
COVID-19: Child Nutrition Response #48	Nationwide Waiver to Allow Area Eligibility for Closed Enrolled Sites in SFSP and SSO - EXTENSION	SFSP, SSO	August 31, 2020	December 31, 2020 Extended to Sept. 2021	<ul style="list-style-type: none"> Allows closed enrolled sites to determine site eligibility through area eligibility (instead of collecting income eligibility applications). 	<ul style="list-style-type: none"> State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #49	Nationwide Waiver to Waive First Week Site Visits in the SFSP - EXTENSION	SFSP	August 31, 2020	December 31, 2020 Extended to Sept. 2021	<ul style="list-style-type: none"> • Waives the requirement that SFSP sponsors visit each of their sites at least once during their first week of operation. • Waiver applies to the following: <ul style="list-style-type: none"> ○ Sites that successfully operated SFSP the previous year. ○ SFSP sponsors in good standing that successfully operate CACFP or NSLP. 	<ul style="list-style-type: none"> • State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.
COVID-19: Child Nutrition Response #50	Nationwide Waiver of Meal Service Time Restrictions in SFSP and SSO - EXTENSION	SFSP, SSO	August 31, 2020	December 31, 2020 <i>Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)</i>	<ul style="list-style-type: none"> • Waives Federal rules on the amount of time that must elapse between the beginning of one meal and the beginning of the next, and the duration of a meal service. • Waives meal service time parameters for SSO. 	<ul style="list-style-type: none"> • Sponsors are still required to establish meal service times for each site. • State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.
COVID-19: Child Nutrition Response #51	Nationwide Waiver to Allow Offer Versus Serve Flexibilities in the SFSP – EXTENSION	SFSP	August 31, 2020	December 31, 2020 Extended to Sept. 2021	<ul style="list-style-type: none"> • Waives the limitation on the use of Offer versus Serve (OVS) to SFAs. • Allows the use of OVS by both non-SFA and SFA sponsors in good standing. 	<ul style="list-style-type: none"> • Provides details of SFSP OVS meal service parameters. • State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #52	Nationwide Waiver to Extend Area Eligibility Waivers – EXTENSION 2	SFSP, SSO	August 31, 2020	December 31, 2020 Extended to Sept. 2021 SSO available everywhere in SY21-22	<ul style="list-style-type: none"> Extends all individually-issued state waivers allowing SFSP and SSO sponsors in good standing to operate open summer meals sites located in areas that do not meet the definition of “areas in which poor economic conditions exist,” where more than half of children are eligible for free or reduced-price meals. 	<ul style="list-style-type: none"> States must notify USDA if they elect to utilize this extension. This applies to all sites approved under the previous waiver and plan. States must continue to work with sponsors and operators to target benefits to children in need.
COVID-19: Child Nutrition Response #53	Nationwide Waiver to Allow Meal Pattern Flexibility in the SFSP and SSO – Extension 7	SFSP, SSO	August 31, 2020	December 31, 2020 <i>New waiver to June 2022 (NSLP/SBP & SSO and CACFP)</i> <i>Expired for SFSP</i>	<ul style="list-style-type: none"> Allows operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. State agencies can only grant this waiver on case-by-case basis and must inform their regional office when, where, and for which components the waiver is in effect.
COVID-19: Child Nutrition Response #54	Nationwide Waiver to Allow Non-congregate Feeding in the SFSP and SSO – Extension 4	SFSP, SSO	August 31, 2020	December 31, 2020 <i>Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)</i>	<ul style="list-style-type: none"> Permits consumption of meals off-site and outside of group settings. 	Allows for serving models like grab-n-go, curbside pick-up, mobile/bus routes, and home delivery.
COVID-19: Child Nutrition Response #55	Nationwide Waiver to Allow Parents and Guardians to Pick Up Meals for Children – Extension 4	SFSP, SSO	August 31, 2020	December 31, 2020 <i>Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)</i>	<ul style="list-style-type: none"> Allows parents or guardians to pick up meals for their child. 	<ul style="list-style-type: none"> States need to ensure integrity & are instructed to work with operators on ways to verify adults have eligible children.
COVID-19: Child Nutrition Response #56	Nationwide Waiver to Allow SFSP and SSO Operations through December 2020	SFSP, SSO	August 31, 2020	December 31, 2020 Extended to June 2021 EXPIRED	<ul style="list-style-type: none"> Allows the SFSP and SSO to continue to operate after the beginning of the school year, regardless of school operating status. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. SFAs may choose either SFSP or SSO. This waiver does not require SFAs to transition to SFSP or SSO operations.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #57	Nationwide Waiver to Allow Reimbursement for Meals Served Prior to Notification of Approval and Provide Flexibility for Pre-Approval Visits in the SFSP	SFSP	Sept. 11, 2020	December 31, 2020 Extended to June 2021 EXPIRED	<ul style="list-style-type: none"> Permits state agencies to reimburse SFSP sponsors and sites for meals served prior to receiving written notification of approval. Allows approved SFSP sponsors to be reimbursed meals served before 8/31/20. Waives the requirement for state agencies to conduct pre-approval visits to SFSP sponsors and sites. 	<ul style="list-style-type: none"> If a sponsor or site application is ultimately not approved by the state agency, the meals will not be eligible for retroactive reimbursement. Sponsors must still have an agreement with the state. State agencies are encouraged to streamline the application and approval process. State agencies may conduct pre-approval visits at their discretion.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 14, SFSP 14, SP 25-2020	Questions and Answers Relating to the Nationwide Waiver to Allow SFSP and SSO Operations through December 2020	SFSP, SSO, CACFP At-Risk	Sept. 11, 2020	N/A	<ul style="list-style-type: none"> • Confirms that non-school sponsors may operate SFSP. • Confirms that both school and non-school sponsors may operate both summer meals and CACFP At-Risk Afterschool concurrently. • Reiterates the guidelines for state agencies prioritizing applications to avoid duplication of services. • Allows meals served through NSLP/SBP this school year before August 31 to be reimbursed through SFSP or SSO. • Allows SFAs to operate NSLP/SBP at some schools and SFSP or SSO at other schools. • Allows states agencies to amend their area eligibility waiver plan to include new areas that were not previously identified as being in need. • Reassures operators that USDA will provide advance notice if a shortage of funds is projected and set a date when the option for the summer meals programs will end. Meals served through the summer programs prior to that date would be reimbursed. 	<ul style="list-style-type: none"> • State agencies have discretion on procedures to update applications but are encouraged to streamline the process as much as possible. <ul style="list-style-type: none"> ○ Sponsors must update site and operating information. • As noted in prior guidance, SFAs may choose to operate through NSLP/SBP instead of the summer meals programs. • As permitted by earlier guidance, meals may be served through SFSP or SSO on or for weekends and holidays during the school year. • As noted in prior guidance, schools that utilize the non-congregate waiver must make meals available to all enrolled students, not just those present in the building for fully in-person instruction or hybrid models. <ul style="list-style-type: none"> ○ Schools may utilize the non-congregate waiver for one meal but not another. Meals must only be made available to all students if the non-congregate waiver is utilized for that meal. • States may approve new sponsors and/or sites to operate in areas eligible under the area eligibility waiver if previously approved sponsors or sites cannot continue through December.
COVID-19: Child Nutrition Response #58	Nationwide Wavier of Area Eligibility in the CACFP At-Risk Afterschool Care Component	CACFP At-Risk	Sept. 18, 2020	December 31, 2020 Extended to June 2021	<ul style="list-style-type: none"> • Waives the requirement that CACFP At-Risk Afterschool sites be located within the attendance zone of a school where at least half of students are eligible for free or reduced-price meals. 	<ul style="list-style-type: none"> • State agencies must have a plan for targeting benefits. • Aligns CACFP At-Risk Afterschool with the SFSP and SSO, which have an area eligibility waiver.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #59	Nationwide Waiver to Allow SFSP & SSO Operations through School Year 2020-2021 – EXTENSION	SFSP, SSO	October 9, 2020	June 30, 2021 EXPIRED	<ul style="list-style-type: none"> Allows the SFSP and NSLP SSO to continue to operate through the school year, regardless of school operating status. Supersedes Nationwide Waiver to Allow SFSP and SSO Operations through December 2020. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. SFAs may choose either SFSP or SSO. This waiver does not require SFAs to transition to SFSP or SSO operations.
COVID-19: Child Nutrition Response #60	Nationwide Waiver to Extend Area Eligibility Waivers – EXTENSION 3	SFSP, SSO	October 9, 2020	June 30, 2021 Extended to Sept. 2021 SSO available everywhere in SY21-22	<ul style="list-style-type: none"> Extends all individually-issued state waivers allowing SFSP and SSO sponsors in good standing to operate open summer meals sites located in areas that do not meet the definition of “areas in which poor economic conditions exist,” where more than half of children are eligible for free or reduced-price meals. 	<ul style="list-style-type: none"> This applies to all sites approved under the previous waiver and plan. States must continue to work with sponsors and operators to target benefits to children in need.
COVID-19: Child Nutrition Response #61	Nationwide Waiver to Allow Non-Congregate Feeding in the SFSP & SSO – EXTENSION 5	SFSP, SSO	October 9, 2020	June 30, 2021 Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)	<ul style="list-style-type: none"> Permits consumption of meals off-site and outside of group settings. 	<ul style="list-style-type: none"> Allows for serving models like grab-n-go, curbside pick-up, mobile/bus routes, and home delivery.
COVID-19: Child Nutrition Response #62	Nationwide Waiver to Allow Parents and Guardians to Pick Up Meals for Children – EXTENSION 5	SFSP, SSO	October 9, 2020	June 30, 2021 Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)	<ul style="list-style-type: none"> Waives the requirement that meals are served directly to the eligible child. Allows parents or guardians to pick up meals for their child. 	<ul style="list-style-type: none"> States need to ensure integrity and are instructed to work with operators on ways to verify adults have eligible children and ensure that duplicate meals are not served.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #63	Nationwide Waiver to Allow Meal Pattern Flexibility in the SFSP & SSO - EXTENSION 8	SFSP, SSO	October 9, 2020	June 30, 2021 <i>New waiver to June 2022 (NSLP/SBP & SSO and CACFP)</i> <i>Expired for SFSP</i>	<ul style="list-style-type: none"> Allows operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. State agencies can only grant this waiver on case-by-case basis and must inform their regional office when, where, and for which components the waiver is in effect.
COVID-19: Child Nutrition Response #64	Nationwide Waiver to Allow Area Eligibility for Closed Enrolled Sites in the SFSP & SSO – EXTENSION 2	SFSP, SSO	October 9, 2020	June 30, 2021 Extended to Sept. 2021	<ul style="list-style-type: none"> Allows closed enrolled sites to determine site eligibility through area eligibility (instead of collecting income eligibility applications). 	<ul style="list-style-type: none"> State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.
COVID-19: Child Nutrition Response #65	Nationwide Waiver to Waive First Week Site Visits in the SFSP - EXTENSION 2	SFSP	October 9, 2020	June 30, 2021 Extended to Sept. 2021	<ul style="list-style-type: none"> Waives the requirement that SFSP sponsors visit each of their sites at least once during their first week of operation. Waiver applies to the following: <ul style="list-style-type: none"> Sites that successfully operated SFSP the previous year. SFSP sponsors in good standing that successfully operate CACFP or NSLP. 	<ul style="list-style-type: none"> State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.
COVID-19: Child Nutrition Response #66	Nationwide Waiver of Meal Service Time Restrictions in the SFSP & SSO – EXTENSION 2	SFSP, SSO	October 9, 2020	June 30, 2021 <i>Extended to Sept. 2021 (SFSP) & June 2022 (NSLP/SBP, SSO, CACFP)</i>	<ul style="list-style-type: none"> Waives Federal rules on the amount of time that must elapse between the beginning of one meal and the beginning of the next, and the duration of a meal service. Waives meal service time parameters for SSO. 	<ul style="list-style-type: none"> Sponsors are still required to establish meal service times for each site. State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #67	Nationwide Waiver to Allow Offer Versus Serve Flexibilities in the SFSP – EXTENSION 2	SFSP	October 9, 2020	June 30, 2021 Extended to Sept. 2021	<ul style="list-style-type: none"> • Waives the limitation on the use of Offer versus Serve (OVS) to SFAs. • Allows the use of OVS by both non-SFA and SFA sponsors in good standing. 	<ul style="list-style-type: none"> • Provides details of SFSP OVS meal service parameters. • State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.
COVID-19: Child Nutrition Response #68	Nationwide Waiver of Area Eligibility in the CACFP At-Risk Afterschool Care Component - EXTENSION	CACFP At-Risk	October 9, 2020	June 30, 2021 Superseded and extended to June 2022	<ul style="list-style-type: none"> • Waives the requirement that CACFP At-Risk Afterschool sites be located within the attendance zone of a school where at least half of students are eligible for free or reduced-price meals. 	<ul style="list-style-type: none"> • State agencies must have a plan for targeting benefits. • Aligns CACFP At-Risk Afterschool with the SFSP and SSO, which have an area eligibility waiver.
COVID-19: Child Nutrition Response #69	Nationwide Waiver to Allow Reimbursement for Meals Served Prior to Notification of Approval and Provide Flexibility for Pre-Approval Visits in the SFSP - EXTENSION	SFSP	October 9, 2020	June 30, 2021 EXPIRED	<ul style="list-style-type: none"> • Permits state agencies to reimburse SFSP sponsors and sites for meals served prior to receiving written notification of approval. • Waives the requirement for state agencies to conduct pre-approval visits to SFSP sponsors and sites. 	<ul style="list-style-type: none"> • If a sponsor or site application is ultimately not approved by the state agency, the meals will not be eligible for retroactive reimbursement. • Sponsors must still have an agreement with the state. • State agencies are encouraged to streamline the application and approval process. • State agencies may conduct pre-approval visits at their discretion.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #70	Nationwide Waiver to Allow Meal Pattern Flexibility in the Child Nutrition Programs – EXTENSION 5	NSLP, SBP, CACFP	October 9, 2020 <i>(Effective July 1, 2020)</i>	June 30, 2021 New waiver to June 2022 (NSLP/SBP & SSO and CACFP) Expired for SFSP	<ul style="list-style-type: none"> • Supersedes Nationwide Waiver to Allow Meal Pattern Flexibility in the Child Nutrition Programs – EXTENSION 4 issued on June 25, 2020. • Allows operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. • Waives the requirement for schools operating the NSLP and SBP to offer at least two different varieties of fluid milk. 	<ul style="list-style-type: none"> • Operators must get advance approval from their state agency. • Operators are encouraged to meet all nutrition requirements to the greatest extent possible. • State agencies can only grant this waiver on case-by-case basis and must inform their regional office when, where, and for which components the waiver is in effect.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 01, SFSP 01, SP 01-2021	Questions and Answers Relating to the Nationwide Waiver to Allow SFSP and SSO Operations through SY 2020-2021 – EXTENSION – #2	NSLP, SBP, SFSP, SSO, CACFP	October 14, 2020	N/A	<ul style="list-style-type: none"> Permits schools to operate as closed enrolled summer meals sites, even though that is not allowed for summer school. Clarifies that SFAs' 30 day carryover period for free or reduced-price eligibility determinations "pauses" while operating SFSP or SSO. The 30 operating day countdown begins or resumes when SFAs begin or resume NSLP/SBP. Confirms that USDA is working with the Department of Education on how waivers may affect education funding for SY 21-22 and directs questions to OESE.title-i-a@ed.gov. Allows SFAs operating SFSP or SSO to sell a la carte foods. Allows SFAs to operate NSLP Afterschool Snacks in conjunction with SFSP or SSO. Reiterates that operators may serve meals/snacks through multiple programs but may not give children more than the maximum number allowable per program per day. Clarifies that when CACFP At-Risk operators provide meals/snacks along with in-person activities, they must be served after the end of students' official school day. When care or activities are not provided on-site, meals may be distributed at any time. CACFP child care operators may only serve weekend meals if licensed for weekend care and the child is enrolled for weekend care. 	<ul style="list-style-type: none"> SFAs may choose either SSO or SFSP; they are not obligated to select one or the other based on usual or past summer operations. Summer meals sites operating during the school year are not required to be open sites. SFAs that began the school year serving meals through NSLP/SBP but retroactively sought reimbursement through SFSP or SSO instead should not count that time against students' 30 day carryover eligibility. A la carte foods served on the school campus must meet competitive food standards. Food sold by the SFA off campus or outside of the school day are not required to meet those standards. Enrichment activities are still required for NSLP Afterschool Snacks but may be virtual or take-home as with CACFP At-Risk. If enrichment activities are offered, CACFP At-Risk operators may serve meals on/for the weekends, even if they have not in the past. Organizations providing care for children during virtual learning days should seek approval to serve meals through SFSP in order to provide meals during the virtual school day since CACFP At-Risk meals/snacks can only be served after the school day ends. CACFP child care operators may provide meals for enrolled children using waiver flexibilities for any time that they would have been in care if not for COVID-19 closures or restricted capacity.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
SP 03-2021	FFVP Operations for SY 2020-21 during COVID-19	FFVP	Oct. 23, 2020	N/A	<ul style="list-style-type: none"> Clarifies that flexibilities on service time and setting apply to schools that are: <ul style="list-style-type: none"> Not operating in person as well as those operating with hybrid schedule models. Operating SFSP or SSO as well as those operating NSLP. Allows FFVP produce to be served to all children who receive meals through SFSP or SSO at elementary schools that participate in FFVP. The produce is not limited to students at that school or to children of a certain age. Permits SFAs to reallocate FFVP funds from participating elementary schools that are not serving meals to participating elementary schools that are. 	<ul style="list-style-type: none"> Reiterates and adds some additional clarification to the Aug. 21, 2020 Q&A, which permitted non-congregate FFVP produce to be served outside of school hours and alongside other meals. A waiver is not necessary to utilize these flexibilities. A waiver is necessary to serve FFVP produce to parents or guardians without their child present as well as to serve from sites that are not approved FFVP elementary schools.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 03, SFSP 03, SP 04-2021	Questions and Answers Relating to the Nationwide Waiver to Allow SFSP and SSO Operations through SY 2020-2021 – Q&As #3	NSLP, SBP, SFSP, SSO, CACFP	November 2, 2020	N/A	<ul style="list-style-type: none"> • Confirms that SFAs are not limited to serving enrolled students and may serve all children when operating open sites through SFSP/SSO. • Confirms that operators may serve both in-person and non-congregate meals from the same site since some but not all participants may be able to eat on site safely. • Confirms that LEAs that have collected free and reduced-price applications this school year must complete verification, even if operating SFSP/SSO, and extends the verification deadline to February 28, 2021. • Directs LEAs operating SFSP/SSO to still conduct direct certification matching with SNAP at least three times per year. States are encouraged to be flexible on requiring schools to review partial match data. • Offers guidance to schools that want to transition to Provision 2 and to schools in the fourth year of a Provision 2 cycle. • Permits RCCIs to operate SFSP or SSO this school year. • Allows CACFP sponsors to reclassify Tier II family day care homes as Tier I based on one month of income. • Permits CACFP child care providers with limited hours to provide a combination of in-person and non-congregate meals to take home. 	<ul style="list-style-type: none"> • In all cases, daily per child meal maximums in each program must be followed, whether in person, non-congregate, or a combination. • Severe-need breakfast reimbursements and NSLP two-cent reimbursements are based on SY18-19 data and will not affect this school year for schools utilizing NSLP/SBP. USDA will issue guidance on how these reimbursements will be calculated in future years. • Afterschool operators should consider participants' access to technology when developing virtual or take-home activities to pair with non-congregate meals. • As noted in the prior Q&A, CACFP At-Risk operators providing in-person care during the day may not serve more than one meal and/or one snack daily through CACFP At-Risk. They may seek approval as CACFP child care providers to serve up to two meals and one snack daily or seek approval to serve through SFSP.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 04, SFSP 04, SP 05-2021	Questions and Answers Relating to the Nationwide Waiver to Allow SFSP and SSO Operations through SY 2020-2021 – Q&As #4	NSLP, SBP, SFSP, SSO, CACFP	January 5, 2021	N/A	<ul style="list-style-type: none"> • Confirms that non-profit child nutrition program operators can receive donated food from other child nutrition program operators as long as state and local safety standards are met. • Encourages flexibility in methods for safely recording attendance for CACFP At-Risk Afterschool sites serving non-congregate meals with take-home or virtual activities. • Clarifies that stimulus payments do NOT count as income in determining eligibility for free or reduced-price school or CACFP meals, but unemployment benefits do. • Provides guidance for how state agencies can calculate eligibility for severe need funding in SY 22-23 for schools operating SFSP or SSO this school year. • Gives state agencies flexibility to choose the best data source in order to determine eligibility for FFVP for SY21-22 as long as the same data and method are used statewide. • Confirms that schools operating SFSP or SSO this school year are still eligible for school equipment grants. • Provides guidance for operators who received Paycheck Protection Program (PPP) loans. 	<ul style="list-style-type: none"> • SFAs that do not participate in NSLP or SBP this school year do NOT need to terminate or amend their agreements with the state agency, nor will they be treated as new SFAs next school year. • In states with a single agreement across child nutrition programs, SFAs that are operating SFSP now but have not in the past should amend their agreements to reflect this. • For SFAs that collected free or reduced-price applications, the verification sample size should be based on the number of approved applications on file as of October 1, 2020, even though the deadline for verification was extended to February 28, 2021. • SFAs operating SFSP or SSO are permitted but not required to collect applications. SFAs are strongly encouraged to collect applications from students new to the LEA in order to establish eligibility for P-EBT. • If a PPP loan is forgiven, costs covered by the loan cannot be counted as child nutrition program costs since they were already covered by another federal program. • If a PPP loan is not forgiven, it may be repaid using child nutrition program funds if the loan was used to cover an otherwise allowable expense. • Interest on loan repayments, including but not limited to PPP loans, is not an allowable program cost.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #71	Food Service Management Contract Duration in the NSLP and SFSP	NSLP, SSO, SFSP	January 6, 2021	June 30, 2021 EXPIRED	<ul style="list-style-type: none"> • Waives FSMC contract duration and extension limits. 	<ul style="list-style-type: none"> • Allows FSMC contracts that may expire on or around June 30, 2021 to be extended through SY2021-2022 (to June 30, 2022) using emergency non-competitive procurement. • Contracts negotiated or extended through emergency procurement may not be renewed.
COVID-19: Child Nutrition Response #72	Selected Child Nutrition Program Reporting Requirements	NSLP, SBP	January 7, 2021	N/A – specific to reports	<ul style="list-style-type: none"> • Waives specific state agency reporting requirements due to capacity limitations and operational changes: <ul style="list-style-type: none"> ○ FNS-10 Report of School Program Operations, Part B, Data Elements 15a & 15b; ○ FNS-640 Administrative Review Report Form ○ FNS-828 School Food Authority Paid Lunch Price Report; ○ FNS-834 State Agency (NSLP/SNAP) Direct Certification Rate Data Element Report; ○ FNS-874 Local Educational Agency Second Review of Applications; ○ Ameliorative Action Plans for Verification Results; ○ State Agency Food Safety Inspections report; and ○ Performance-Based Reimbursement (7 Cents) Quarterly Report 	

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
N/A	FFCRA Opt-In Waiver for SY2021-2022 NSLP USDA Foods Entitlement Calculations	NSLP	January 15, 2021	N/A	<ul style="list-style-type: none"> Allows the final USDA Foods entitlement calculation for SY2020-2021 to serve as the basis for the preliminary SY2021-2022 calculation. States that USDA will forgo the reconciliation of initial SY2020-2021 calculations to actual SY2020-2021 lunch counts that would normally occur in November 2021. States that USDA plans to resume reconciliation in November 2022. 	<ul style="list-style-type: none"> SDAs must notify the USDA if they plan to opt in by January 31, 2021. For the November 2022 reconciliation, calculations would be based on actual SY2021-2022 lunch counts, with the positive or negative balance carried to SY2022-2023.
CACFP 05, SP 06-2021	Child Nutrition Program Emergency Operating Costs During COVID-19: Implementation Guidance for State Agencies	NSLP, SBP, CACFP	January 26, 2021	N/A	<ul style="list-style-type: none"> Provides guidelines for two emergency operating cost reimbursement programs: <ul style="list-style-type: none"> School program operators (SFAs) CACFP operators, including sponsoring organizations, independent institutions, sponsored centers, and family day care homes operating any CACFP component (such as At-Risk Afterschool) Instructs state agencies to submit an application to USDA to participate in one or both programs by February 25, 2021. Describes the eligibility criteria and funding formula laid out in the authorizing legislation. For more details on this, see our separate guidance. 	<ul style="list-style-type: none"> State agencies must give USDA a more detailed plan for calculating and disbursing payments, including an estimate of the total payment amount, by April 26, 2021. State agencies must obligate funds no later than September 30, 2021 and liquidate fund by January 31, 2022. By March 31, 2022, state agencies must return unexpended funds to USDA and submit a report on the use of funds. Payments made to program operators are considered expended upon receipt. As also discussed in the Q&A, there is no particular record keeping or reporting required beyond normal expectations unless the funds are used to repay other funding sources. However, operators will need to tell the state the planned or eventual use of the funds to support the March 2022 report.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
Q&As for CACFP 05, SP 06-2021	Child Nutrition Program Emergency Operating Costs During COVID-19: Implementation Guidance for State Agencies – Questions & Answers	NSLP, SBP, CACFP	January 26, 2021	N/A	<ul style="list-style-type: none"> • Confirms that all US states and territories can apply for one or both reimbursement programs. • Clarifies that multiple agencies may need to apply (e.g. states where separate agencies run CACFP sub-components). • Directs agencies to implement data sharing agreements if needed (e.g. states where NSLP is administered in a separate agency from SFSP). • Confirms that SFAs that operate CACFP, including At-Risk Afterschool Meals, can receive funding under both reimbursement programs. • Clarifies that the value of USDA Foods is not part of any reimbursement formula. • Clarifies that administrative funding for states is up to one percent on top of the payments under either program. • Directs states to calculate payments separately for each month, but payments may be issued in a lump sum. • Clarifies that payments to CACFP family day care home sponsors is not subject to the ten percent carryover limit and should be excluded from calculations at FY21 closeout. • Permits SFAs and CACFP operators to refuse funds. • Allows SFAs and CACFP operators to use funds to repay any other funding sources used to cover costs during the reimbursement period, with adequate documentation. 	<ul style="list-style-type: none"> • If one agency administers all child nutrition programs, it may submit one application for both reimbursement programs. • If a state agency chooses to implement either reimbursement program, it must make payments available to all eligible operators. • To be eligible for March-June 2020 payments, SFAs must have: <ul style="list-style-type: none"> ○ An agreement with the state. ○ Filed a valid claim for any month between January-June 2020. ○ Filed a valid claim for any month between September-December 2020 or assure the state agency that the SFA will serve meals within the first semester after the end of the pandemic. • To be eligible for March-June 2020 payments, CACFP operators must have: <ul style="list-style-type: none"> ○ An agreement with the state or a sponsoring organization. ○ Filed a valid claim for any month between January-June 2020. ○ Filed a valid claim for any month between September-December 2020 or assure the state agency that they will serve meals within the first 90 days after the end of the pandemic. • State agencies should calculate payments. CACFP family day care homes or unaffiliated centers must calculate payments unless the state has site-level claims data. • CACFP sponsors of unaffiliated centers may withhold the agreed-upon administrative fee, up to 15 percent of the monthly payment.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #74	Nationwide Waiver to Allow Meal Pattern Flexibilities for Summer 2021 Operations – EXTENSION 9	NSLP, SBP, SSO	March 9, 2021	September 30, 2021 <i>New waiver effective October 2021 to June 2022</i>	<ul style="list-style-type: none"> Allows SSO operators to claim for reimbursement even if a meal does not meet all meal pattern requirements or include all meal components. Meal pattern waivers for SFSP operators expired June 30, 2021. 	<ul style="list-style-type: none"> Operators must get advance approval from their state agency. State agencies can only grant this waiver on case-by-case basis and must inform their regional office when, where, and for which components the waiver is in effect. USDA instructs states to consider if the request is targeted and justified.
COVID-19: Child Nutrition Response #75	Nationwide Waiver to Allow Non-Congregate Feeding for Summer 2021 Operations – EXTENSION 6	SFSP, SSO	March 9, 2021	September 30, 2021 <i>Extended to June 2022 for SSO only</i>	<ul style="list-style-type: none"> Permits consumption of meals off-site and outside of group settings. 	<ul style="list-style-type: none"> Allows for serving models like grab-n-go, curbside pick-up, mobile/bus routes, and home delivery.
COVID-19: Child Nutrition Response #76	Nationwide Waiver to Allow Parents and Guardians to Pick Up Meals for Children for Summer 2021 Operations – EXTENSION 6	SFSP, SSO	March 9, 2021	September 30, 2021 <i>Extended to June 2022 for SSO only</i>	<ul style="list-style-type: none"> Waives the requirement that meals are served directly to the eligible child. Allows parents or guardians to pick up meals for their child. 	<ul style="list-style-type: none"> States need to ensure integrity and are instructed to work with operators on ways to verify adults have eligible children and ensure that duplicate meals are not served.
COVID-19: Child Nutrition Response #77	Nationwide Waiver to Extend Area Eligibility Waivers for Summer 2021 Operations – EXTENSION 4	SFSP, SSO	March 9, 2021	September 30, 2021 <i>SSO available everywhere in SY21-22</i>	<ul style="list-style-type: none"> Extends all individually-issued state waivers allowing SFSP and SSO sponsors in good standing to operate open summer meals sites located in areas that do not meet the definition of “areas in which poor economic conditions exist,” where more than half of children are eligible for free or reduced-price meals. 	<ul style="list-style-type: none"> This applies to all sites approved under the previous waiver and plan. States must continue to work with sponsors and operators to target benefits to children in need. Note: For SY21-22, schools operating SSO are not subject to area eligibility per COVID-19 #85.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #78	Nationwide Waiver of Meal Service Time Restrictions for Summer 2021 Operations— EXTENSION 3	SFSP, SSO	March 9, 2021	September 30, 2021 <i>Extended to June 2022 for SSO only</i>	<ul style="list-style-type: none"> • Waives Federal rules on the amount of time that must elapse between the beginning of one meal and the beginning of the next, and the duration of a meal service. • Waives meal service time parameters for SSO. 	<ul style="list-style-type: none"> • Sponsors must still establish meal service times for each site. • Elections and approvals under the prior waiver may continue without further action needed. • State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.
COVID-19: Child Nutrition Response #79	Nationwide Waiver to Allow Offer Versus Serve Flexibilities in the SFSP for Summer 2021 Operations— EXTENSION 3	SFSP	March 9, 2021	September 30, 2021	<ul style="list-style-type: none"> • Waives the limitation on the use of Offer versus Serve (OVS) to SFAs. • Allows the use of OVS by both non-SFA and SFA sponsors in good standing. • Provides details of SFSP OVS meal service parameters. 	<ul style="list-style-type: none"> • Provides details of SFSP OVS meal service parameters. • State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.
COVID-19: Child Nutrition Response #80	Nationwide Waiver to Allow Area Eligibility for Closed Enrolled Sites for Summer 2021 Operations – EXTENSION 3	SFSP, SSO	March 9, 2021	September 30, 2021 SSO available everywhere in SY21-22	<ul style="list-style-type: none"> • Allows closed enrolled sites to determine site eligibility through area eligibility (instead of collecting income eligibility applications). 	<ul style="list-style-type: none"> • State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.
COVID-19: Child Nutrition Response #81	Nationwide Waiver to Waive First Week Site Visits in the SFSP for Summer 2021 Operations – EXTENSION 3	SFSP	March 9, 2021	September 30, 2021	<ul style="list-style-type: none"> • Waives the requirement that SFSP sponsors visit each of their sites at least once during their first week of operation. • Waiver applies to the following: <ul style="list-style-type: none"> ○ Sites that successfully operated SFSP the previous year. ○ SFSP sponsors in good standing that successfully operate CACFP or NSLP. 	<ul style="list-style-type: none"> • State agencies may elect to be subject to this waiver or their traditional waiver, if requested and approved. Traditional waivers will remain in effect until April 30, 2022 or until a final rule supersedes them.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 07, SP 09-2021	Child Nutrition Emergency Operational Costs Reimbursement Programs: State Agency Implementation Plan Template and Q&A Guidance	NSLP, SBP, CACFP	March 15, 2021	N/A	<ul style="list-style-type: none"> • Announces the release of the supplemental implementation plan template that state agencies must use to supply information about their emergency operational cost reimbursement plans. • Reiterates key dates and deadlines. • Instructs states to wait until receiving approval of their application before submitting the implementation plan. • Instructs states to submit separate plans for School Programs vs. CACFP. • Clarifies that child nutrition program reimbursements paid for March-June 2020 that were paid with CARES Act funds must be included in the emergency operational cost reimbursement calculation, but any other CARES Act funds received by operators should not be included. • Confirms that only federal reimbursements, not any other state reimbursements, should be included in the calculations. • Confirms that operators should not need to apply for funds. • Confirms that operators are still eligible for funds even with a positive fund balance. • Instructs state agencies to deposit funds into operators' nonprofit foodservice account. • Allows states to pay CACFP unaffiliated centers and homes directly or via their sponsor. 	<ul style="list-style-type: none"> • The supplemental implementation plan is due May 10, 2021. • Plans must include: <ul style="list-style-type: none"> ○ Number of recipients by type. ○ Estimate of funding needed by reimbursement month. ○ Any substantive updates to the process by which payments are calculated and disbursed. ○ Projected timeline for payments. ○ Description of how the state agency will ensure accuracy, notify operators, and collect and document use of these funds. • New operators that only submitted a claim for January or February 2020 (not both) will still have the two months averaged to determine the reimbursement amount during their alternative reference period. • Operators that did not file claims for any or all months March-June 2020 may still be eligible for payments if other requirements are met. • Operators that submitted a consolidated March/April 2020 claim should receive payments based on a comparison of March/April 2020 to April 2019. March 2020 should be treated as \$0 reimbursement. • Operators that began participating and receiving reimbursements after February 2020 are not eligible for these payments. • CACFP centers or homes changing sponsor at any point should not affect their payments. • States may charge the 1 percent administrative funds for allowable costs incurred Dec. 27, 2020 through Sept. 30, 2021.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #82	Community Eligibility Provision (CEP) Deadlines	NSLP, SBP	March 26, 2021	September 30, 2021	<ul style="list-style-type: none"> Extends deadlines for various tasks within the CEP data release and election process. 	<ul style="list-style-type: none"> ISPs may be calculated based on data drawn any time between July 1, 2020 and June 30, 2021. The LEA notification, state agency notification, and state agency publication deadlines are now June 30, 2021. The new deadline to declare intent to elect CEP is September 30, 2021. States may set their own deadlines.
COVID-19: Child Nutrition Response #83	Allow Sponsors that Successfully Participated in the SFSP in FY 2019 to Operate as Experienced Sponsors in FY 2021	SFSP	April 1, 2021	September 30, 2021	<ul style="list-style-type: none"> Allows state agencies to use the streamlined application process for experienced SFSP sponsors if the sponsor operated in FY 2019 in good standing but did not operate in FY 2020 due to COVID-19. Waives the requirement for state agencies to conduct a pre-approval visit if the sponsor operated in FY 2019 but did not in FY 2020. 	<ul style="list-style-type: none"> State agencies must develop criteria for sponsor participation in this waiver. State agencies may still request information required of new sponsors. State agencies may still conduct pre-approval visits to sponsors that did not participate in FY 2020.
CACFP 08-2021	Reimbursement for Meals and Snacks Served to Young Adults in the CACFP: Implementation Guidance for State Agencies	CACFP	April 9, 2021	When the COVID-19 public health emergency is lifted	<ul style="list-style-type: none"> Pursuant to the authorization in the American Rescue Plan, allows states to reimburse meals and snacks served to adults under age 25 (now including those ages 18 through 24) who: <ul style="list-style-type: none"> Reside in an emergency shelter participating in the CACFP; or Receive services from an approved emergency shelter that participates in the CACFP as an At-Risk Afterschool center. Extends the usual 60-day claim deadline for valid retroactive claims. 	<ul style="list-style-type: none"> This extended age provision only applies to approved meal types served at emergency shelters with an agreement with the state agency. For new agreements, reimbursement may be paid for the month prior to the month in which the agreement is executed. With proper documentation, meals maybe reimbursed retroactively back to the passage of the American Rescue Plan on March 11, 2021. Claims must be submitted before June 1, 2021.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 09, SFSP 05, SP 10-2021	Questions and Answers Regarding Child Nutrition Program Oversight, Administration, and Reporting During COVID-19	NSLP, SBP, SSO, SFSP, CACFP	April 19, 2021	N/A	<ul style="list-style-type: none"> • Reiterates that aside from in-person monitoring, state agencies and sponsors must conduct all monitoring in following the regulations of the program(s) being operated, unless USDA has approved a state or local waiver. • Reminds state agencies that, under SFSP rules, they do not need to review SFAs operating SFSP if a school meals administrative review was conducted in the last school year and was satisfactory. • Reminds state agencies that they may make advance payments to SFSP sponsors before June 1 if the sponsor will operate at least ten days in the month of the payment. • Notes that LEAs operating SFSP or SSO and not taking applications this year do not need to conduct a second review of applications but may need to do so in future years. • Confirms that LEAs operating SFSP or SSO are eligible to receive state matching funds. • Directs SFAs operating under SFSP or SSO to report enrollment and participation on the FNS-742 as if still operating NSLP/SBP and to only report application and certification data based on activities conducted this year. • Extends the deadline to submit the FNS-742 to June 30, 2021. • Details procurement standards for non-competitive proposals. 	<ul style="list-style-type: none"> • States and sponsors should submit a waiver request if they encounter challenges meeting any part of the usual monitoring requirements, including if a program did not operate long enough to conduct a review. Waivers must detail the proposed oversight measures. • SY19-20 reviews that cannot be completed may be postponed without a waiver (unless a time frame and cycle requirement waiver is required). • State agencies may request a waiver on behalf of sponsors. • States may change how they define “year” for the purposes of SFSP monitoring without a waiver but should communicate this to sponsors and in waiver requests. • SFAs are not required to verify any approved meal applications collected after October 1, 2020 and are not required to report those on the FNS-742. • SFAs should not report carryover information from SY19-20 on the FNS-742 or report children receiving free meals through SFSP/SSO under a waiver. • State agencies are encouraged to attend FSMC bid openings virtually. • SFAs adding SFSP to FSMC contracts must meet SFSP bond requirements if the aggregate value of the portion of all contracts related to SFSP exceeds the simplified acquisition threshold. • FSMC contract modifications are subject to cost analysis to determine if changes are material.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #84	Child Nutrition Nationwide Waiver Update for School Year 2021-2022	NSLP, SBP, SSO, CACFP	April 20, 2021	N/A	<ul style="list-style-type: none"> Summarizes the waivers and waiver extensions available for School Year 2021-2022. 	<ul style="list-style-type: none"> Operators are expected to utilize the flexibilities for the duration and to the extent needed for safe operations and to accommodate ongoing virtual learning, reduced attendance, and other social distancing measures.
COVID-19: Child Nutrition Response #85	Allow the Seamless Summer Option through School Year 2021-2022	SSO	April 20, 2021 <i>Effective July 1</i>	June 30, 2022	<ul style="list-style-type: none"> Gives all schools, regardless of site type, location or usual area eligibility, the option to utilize SSO during the regular school year in lieu of NSLP and SBP. 	<ul style="list-style-type: none"> This will allow schools to serve free meals to all students, which will speed meal service, eliminate the need for cash transactions, and support alternative service models like outdoor meal distribution or meals in the classroom. As a new waiver, state agencies must elect to use it.
COVID-19: Child Nutrition Response #86	Allow SFSP Reimbursement Rates in School Year 2021-2022	SSO	April 20, 2021 <i>Effective July 1</i>	June 30, 2022	<ul style="list-style-type: none"> Provides the higher SFSP reimbursements rates for meals and snacks served through SSO during SY21-22. 	<ul style="list-style-type: none"> This is done in recognition of the higher operational costs that schools have faced and will continue to face through the coming year. As a new waiver, state agencies must elect to use it.
COVID-19: Child Nutrition Response #87	Non-Congregate Meal Service for School Year 2021-2022	NSLP, SBP, SSO, CACFP	April 20, 2021 <i>Effective July 1</i>	June 30, 2022	<ul style="list-style-type: none"> Permits consumption of meals off-site and outside of group settings. 	<ul style="list-style-type: none"> Allows for serving models like grab-n-go, curbside pick-up, mobile/bus routes, and home delivery. State agencies must elect to be subject to this waiver; previous election to use this flexibility for Summer 2021 does not automatically extend to SY21-22.
COVID-19: Child Nutrition Response #88	Meal Times Requirements for School Year 2021-2022	NSLP, SBP, SSO, CACFP	April 20, 2021 <i>Effective July 1</i>	June 30, 2022	<ul style="list-style-type: none"> Provides flexibility for serving times. Allows for serving multiple meals for the same day at one time and also meals for multiple days at the same time. 	<ul style="list-style-type: none"> State agencies must elect to be subject to this waiver; previous election to use this flexibility for Summer 2021 does not automatically extend to SY21-22.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #89	Allow Parents and Guardians to Pick Up Meals for Children for School Year 2021-2022	NSLP, SBP, SSO, CACFP	April 20, 2021 <i>Effective July 1</i>	June 30, 2022	<ul style="list-style-type: none"> • Waives the requirement that meals are served directly to the eligible child. • Allows parents or guardians to pick up non-congregate meals for their child. 	<ul style="list-style-type: none"> • States need to ensure integrity and are instructed to work with operators on ways to verify adults have eligible children and ensure that duplicate meals are not served. • State agencies must elect to be subject to this waiver; previous election to use this flexibility for Summer 2021 does not automatically extend to SY21-22.
COVID-19: Child Nutrition Response #90	Specific School Meal Pattern Flexibility for School Year 2021-2022	NSLP, SBP, SSO	April 20, 2021 <i>Effective October 1</i>	June 30, 2022	<ul style="list-style-type: none"> • Allows state agencies to grant requests for flexibility on usual requirements to: <ul style="list-style-type: none"> ○ Meet sodium restrictions specified at 7 CFR 210.10(b), (c), & (f); and 220.8(b), (c), & (f); ○ Serve only whole grain-rich grains; ○ Serve to preschoolers at least one whole grain-rich item per day; ○ Offer a variety of vegetables from the vegetable subgroups; ○ Offer at least two different milk options; ○ Serve low-fat milk that is unflavored only; ○ Plan menus and offer food components for specified age/grade groups in the stated combinations, at 7 CFR 210.10(c) & 220.8(c). 	<ul style="list-style-type: none"> • Schools are expected to meet the usual meal pattern requirements to the greatest extent possible. • Flexibility is provided to support meal service with appropriate safety measures and accommodate reliance on more shelf-stable foods. • As a new waiver, state agencies must elect to use it. • Unlike other waivers, schools must request and receive approval to implement these flexibilities. • With the exception of the sodium requirement flexibility, which should be granted to all schools that request it, state agency approval should be given on a case-by-case basis to address a targeted and justified need.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #91	Specific Meal Pattern Flexibility in the CACFP for School Year 2021-2022	CACFP	April 20, 2021 <i>Effective July 1</i>	June 30, 2022	<ul style="list-style-type: none"> Allows state agencies to grant requests for flexibility on usual requirements to: <ul style="list-style-type: none"> Serve at least one whole grain-rich item daily across all eating occasions; Credit grains by ounce equivalents by Oct. 1, 2021; Offer low-fat milk that is unflavored only. 	<ul style="list-style-type: none"> CACFP operators are expected to meet the usual meal pattern requirements to the greatest extent possible. As a new waiver, state agencies must elect to use it. Unlike other waivers, operators must request and receive approval to implement these flexibilities. State agency approval should be given on a case-by-case basis to address a targeted and justified need.
COVID-19: Child Nutrition Response #92	Allow Offer Versus Serve Flexibility for Senior High Schools in School Year 2021-2022	NSLP, SSO	April 20, 2021 <i>Effective July 1</i>	June 30, 2022	<ul style="list-style-type: none"> Eliminates the requirement for senior high schools participating in the NSLP to implement OVS. 	<ul style="list-style-type: none"> This is intended to make it easier for schools to serve pre-plated meals in the classroom if needed or to offer multi-day meal kits to students engaged in distance learning. State agencies must elect to use this waiver for SY21-22.
COVID-19: Child Nutrition Response #93	Area Eligibility in the Afterschool Programs and for Family Day Care Home Providers in School Year 2021-2022	NSLP, CACFP	April 20, 2021 <i>Effective July 1</i>	June 30, 2022	<ul style="list-style-type: none"> Waives the area eligibility requirement to participate in the CACFP At-Risk Afterschool Meals component and NSLP Area-Eligible Snacks. Waives the area eligibility requirement for family day care homes to qualify for Tier I reimbursements in the CACFP. 	<ul style="list-style-type: none"> This allows all schools, regardless of location, to serve free afterschool snacks to all students through NSLP. This allows all schools and community-based afterschool programs, regardless of location, to apply for CACFP At-Risk Afterschool and serve free meals and/or snacks. This allows all CACFP family day care homes, regardless of location, to receive the Tier I reimbursement rates for meals and snacks served. Unlike previous CACFP At-Risk Afterschool area eligibility waivers, this does not require benefits to be targeted to areas of highest need. State agencies must elect to use this waiver for SY21-22.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #94	Onsite Monitoring Requirements in the School Meal Programs – Revised – Extension 3	NSLP, SBP, SSO	April 20, 2021	30 Days After the End of the Public Health Emergency	<ul style="list-style-type: none"> • Waives the onsite monitoring requirement for state agencies and SFAs. • Waives the requirement to complete the onsite portion of an administrative review within the same school year that the review was begun. 	<ul style="list-style-type: none"> • Monitoring activities should continue off-site, such as through desk audit. • Elections and approvals under past waivers may continue without further action.
COVID-19: Child Nutrition Response #95	Onsite Monitoring Requirements for State Agencies in the Child and Adult Care Food Program – Extension 3	CACFP	April 20, 2021	30 Days After the End of the Public Health Emergency	<ul style="list-style-type: none"> • Waives the in-person component of the state agency’s required monitoring activities. 	<ul style="list-style-type: none"> • Monitoring activities should continue off-site, such as through desk audit. • Elections and approvals under past waivers may continue without further action.
COVID-19: Child Nutrition Response #96	Onsite Monitoring Requirements for Sponsors in the Child and Adult Care Food Program – Extension	CACFP	April 20, 2021	30 Days After the End of the Public Health Emergency	<ul style="list-style-type: none"> • Waives the in-person component of a sponsor’s required monitoring activities. 	<ul style="list-style-type: none"> • Monitoring activities should continue off-site, such as through desk audit. • Elections and approvals under past waivers may continue without further action.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 10, SFSP 06, SP 11-2021	Consolidated Appropriations Act, 2021 - Effect on Child Nutrition Programs	NSLP, SBP, SFSP, CACFP	May 5, 2021	Sept. 30, 2021 <i>(unless noted)</i>	<ul style="list-style-type: none"> Allows schools to credit any vegetable, including potatoes and other starchy vegetables, in place of fruit at breakfast without including vegetables from other subgroups on the weekly menus. Prohibits funds available from the Appropriations Act from being used to purchase raw or processed poultry from China. Limits the SFAs that must establish a price for paid lunches for SY21-22 in accordance with paid lunch equity rules to those with a negative fund balance as of December 31, 2020. Prohibits Appropriations Act funds from being used to restrict offering low-fat flavored milk in the NSLP and SBP as long as such milk is consistent with the most recent Dietary Guidelines for Americans. 	<ul style="list-style-type: none"> Provisions related to crediting vegetables at breakfast and low-fat flavored milk are intended to provide flexibility in menu planning through September 30, 2021 but do not require SFAs to make any menu changes.
COVID-19: Child Nutrition Response #97	Provide Flexibility for School Meal Programs Administrative Reviews of SFAs Operating Only the SSO in SY 21-22	NSLP, SSO	May 24, 2021	End of SY 21-22	<ul style="list-style-type: none"> Waives the requirement for state agencies to review at least one site for each SFA that operates SSO the summer before or after the school year in which an administrative review takes place. Instead, states must review SSO operations at a number of sites consistent with requirements for NSLP in a usual year. Requires state agencies to review dietary specifications during the operation of SSO. 	<ul style="list-style-type: none"> States must review SFAs operating SSO during SY 21-22 consistent with the requirements in 7 CFR 210.18 as applicable. The aspects that are not applicable are: <ul style="list-style-type: none"> Reviewing all schools with a free ADP ≥ 100 and a free participation factor $\geq 100\%$. Using school selection criteria based on free ADP. Following FNS procedures to ensure the SFA's certification and benefit issuance processes for school meals are conducted and meeting those requirements. Reviewing compliance with paid lunch pricing and the free and reduced-price process.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
CACFP 12-2021	Reimbursement for Meals and Snacks Served to Young Adults in the CACFP — Q&As	CACFP	June 7, 2021	When the COVID-19 public health emergency is lifted	<ul style="list-style-type: none"> Lays out CACFP eligibility criteria for emergency shelters. Allows emergency shelters, including those serving through CACFP At-Risk Afterschool, to get retroactive reimbursement going back to March 11, 2021 if they have documentation to support serving reimbursable meals to eligible young adults under age 25. Confirms that new emergency shelters may, with required documentation, receive reimbursement for eligible meals served going back to the beginning of the month prior to the month in which the agreement is finalized. States that shelters do not need to maintain a separate record of meals served to participants ages 18-24. Confirms that emergency shelters serving young adults should follow the CACFP meal pattern for ages 13-18. Larger portions are permitted. Allows emergency shelters operating the CACFP At-Risk Afterschool component to serve and claim meals served to young adults under age 25. 	<ul style="list-style-type: none"> Only emergency shelters run by public or private non-profits are eligible for the CACFP. Under the American Rescue Plan, eligible emergency shelters may, effective March 11, 2021, receive reimbursement for meals served to individuals under age 25 for the duration of the pandemic. Shelters eligible for retroactive reimbursement should submit revised claims. Shelters are expected to maintain records of meal counts, attendance, and a list of residents by name (or other identifier) and date of birth. Shelters implementing At-Risk Afterschool must maintain daily attendance and meal counts, and they must document that meals are served to individuals under age 25. Shelters may claim up to three meals – breakfast, lunch, and supper – per eligible participant per day. Shelters may claim up to one meal and one snack per participant per day through At-Risk Afterschool. Shelters may not implement Offer Versus Serve (OVS) except for the meals served through At-Risk Afterschool.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #98	Local School Wellness Policy Triennial Assessments in the NSLP & SBP	NSLP, SBP	June 11, 2021	N/A	<ul style="list-style-type: none"> Further extends the deadline to complete the triennial assessment of compliance with school wellness policies from June 30, 2021 to June 30, 2022, following the previous extension from 2020 to 2021. 	<ul style="list-style-type: none"> In states that elect to be subject to this waiver, LEAs taking advantage of the new deadline must notify their state agency by June 30, 2021. LEAs that take advantage of the new deadline, the next triennial assessment of compliance must be completed by June 30, 2025. LEAs that can complete their assessment by the June 30, 2021 deadline are encouraged to do so.
CACFP 13, SFSP 08, SP 15-2021	Questions and Answers for Child Nutrition Program Operations in School Year 2021-2022	NSLP, SBP, SSO, SFSP, CACFP	June 11, 2021	N/A	<p>Summer 2021</p> <ul style="list-style-type: none"> Residential camps operating SFSP in summer 2021 must collect applications and may not operate through an area eligibility waiver. Meals may not be served through CACFP At-Risk Afterschool during Summer 2021. SFAs operating SSO in Summer 2021 to receive the higher SFSP rates on July 1, even before the new school year begins. <ul style="list-style-type: none"> This applies to all site types, including summer school. <p>School & Out-of-School Time Operations in SY21-22</p> <ul style="list-style-type: none"> SFAs and non-profit sponsors cannot run SFSP once SY21-22 begins. SFAs may operate SSO at any school, regardless of area eligibility, and receive SFSP rates for the entirety of SY21-22, even though the non-congregate, service time, and parent meal pick-up waivers are expected to be used only to the extent needed. SFAs may serve SSO meals at non-school sites during SY21-22. SFAs operating SSO must follow SSO's daily limit on meals per child. <ul style="list-style-type: none"> SFAs serving and claiming breakfast and lunch through SSO may not claim snack and/or supper through SSO on the same day, but they may serve and claim snacks through NSLP or snacks and/or suppers through CACFP At-Risk. SFAs may not serve SSO meals during weekends and school breaks. <ul style="list-style-type: none"> Approved SFAs and non-profit sponsors can serve meals through CACFP At-Risk Afterschool during weekends, holidays, and breaks during SY21-22. There is an area eligibility waiver available for CACFP At-Risk Afterschool. SFAs operating SSO must publicly announce the availability of meals free of charge. <p>Reimbursements for School Meals</p> <ul style="list-style-type: none"> SFAs will receive the higher rural/self-prep SFSP rate for meals served through SSO in SY 21-22. 	

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
					<ul style="list-style-type: none"> SFAs operating SSO will not receive additional federal reimbursements tied to NSLP/SBP, like the 7 cents performance-based payment for meeting NSLP nutrition standards or SBP severe need reimbursements. SFAs operating SSO may receive the state matching funds that agencies must distribute equitably to NSLP operators. New annual SFSP rates will go into effect January 1, 2022 like usual, including for SFAs operating SSO. <p>Free or Reduced-Price Meal Applications</p> <ul style="list-style-type: none"> SFAs must make applications available to qualify students for P-EBT. SFAs must conduct verification with a sample size based on the number of applications collected as of October 1, 2021. Applications received before July 1 (including those submitted in May or June to establish P-EBT eligibility) may not be used to establish eligibility for free or reduced-price meals in SY21-22 in SFAs utilizing NSLP/SBP. <p>Meal Pattern</p> <ul style="list-style-type: none"> SFAs can use the broader meal pattern waiver through September 30, 2021, even after SY21-22 has begun. SFAs must still request a waiver from sodium restrictions, but states are expected to approve all requests. State agencies have the discretion to approve other meal pattern waiver requests based on whether they are targeted and justified. SFAs may serve low-fat (1%) flavored milk without a waiver through September 30, 2021; after this, they will need to request a waiver. CACFP operators may request a waiver to serve low-fat (1%) flavored milk to children six years and older and adults. <p>Fresh Fruit and Vegetable Program</p> <ul style="list-style-type: none"> Elementary schools operating SSO can provide produce through FFVP. States may request FFVP waivers as needed for SY21-22. <p>Monitoring</p> <ul style="list-style-type: none"> States and sponsors, including SFAs operating SSO, may conduct a mix of on- and off-site monitoring activities based on their circumstances. The on-site monitoring waivers expire 30 calendar days after the end of the public health emergency. <p>CACFP Family Day Care Home Operations and Reimbursements</p> <ul style="list-style-type: none"> All CACFP family day care homes may receive the Tier I rate from July 1, 2021 to June 30, 2022. Day care homes classified as Tier I based on school or census data prior to July 1, 2021 would continue to receive Tier I reimbursement after June 30, 2022 through the end of their five-year cycle. Day care homes that are new during 2021-2022 will need to have their tier determined in order to take effect July 1, 2022. With the day care home area eligibility waiver, meals for providers' own children may be reimbursed at the Tier I rate if all other criteria are met. 	

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
SP 16, CACFP 14-2021	Previously Issued Questions and Answers Relating to Operation of the Child Nutrition Programs: Updated for School Year 2021-2022	NSLP, SBP, SSO, CACFP	July 14, 2021	N/A	<ul style="list-style-type: none"> • Provides further clarification on SY21-22 program operations for NSLP, SBP, SSO & CACFP. • Includes information from Q&As previously issued in 2020 and 2021. • Covers topics including: <ul style="list-style-type: none"> ○ Meal service through SSO, ○ Offering afterschool meals/snacks in conjunction with SSO, ○ Maximum number of meals allowed per day by program, ○ Paycheck Protection Program (PPP) loans, ○ Sale of a la carte items at schools operating SSO, ○ Offer Versus Serve (OVS) in non-congregate settings, ○ When and where potable water must be offered, ○ Home meal delivery through the school meals programs and CACFP, ○ Requirements to continue direct certification activities, ○ Title I education funding, ○ Waivers available to support CACFP operations, ○ Virtual/remote enrichment options for CACFP At-Risk, ○ Options for non-profits running in-person programs for virtual learners, and ○ Civil rights, like disability & language accommodations. 	<p>CACFP At-Risk</p> <ul style="list-style-type: none"> • CACFP At-Risk Afterschool sites providing non-congregate meals can provide the education/enrichment activity requirement virtually or in other non-congregate ways (Q36). • CACFP At-Risk Afterschool sites may serve meals on or for weekends, even if they did not prior to the pandemic, including non-congregate weekend service (Q37). • Upon state agency approval, CACFP At-Risk sites can track attendance of children participating virtually through documentation of meal pick-up or delivery. <i>Work with your state agency to develop an approved mode of attendance tracking</i> (Q41).

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
SP 18-2021	Community Eligibility Provision Operations during School Year 2021-2022: Questions and Answers	NSLP, SBP	July 22, 2021	N/A	<ul style="list-style-type: none"> • Confirms that schools that previously adopted CEP are eligible to operate SSO instead in SY21-22. • Confirms that SFAs may elect CEP for SY21-22 even if planning to operate SSO. • States that all school years count towards a four-year CEP cycle, even if the school is operating SFSP or SSO in one or more of those years. • Prohibits schools from using SY19-20 data to establish CEP eligibility for SY21-22 or start a new CEP cycle in SY21-22. • Reiterates extended deadlines to calculate ISPs and elect CEP for SY21-22. 	<ul style="list-style-type: none"> • If CEP schools choose to operate NSLP/SBP in SY21-22 instead of SSO, they would be reimbursed according to their established claiming percentage under CEP and the NSLP/SBP rates. • Electing CEP for SY21-22, even if operating SSO, will: <ul style="list-style-type: none"> ○ Confer eligibility for P-EBT benefits to all students in the school. ○ Lock in current ISP data for a four-year CEP cycle (through SY24-25). ○ Not commit the school to electing CEP for SY22-23. ○ Not preclude the school from recalculating its ISP and beginning a new four-year cycle with new data for SY22-23. • SFAs operating SSO in SY21-22 must still complete CEP notification requirements for SY21-22. • SFAs must continue usual data matching with SNAP, even if operating SSO in SY21-22.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
SP 20, CACFP 16-2021	Child Nutrition Emergency Operational Costs Reimbursement Programs: Q&As #3	NSLP, SBP, CACFP	August 11, 2021	N/A	<ul style="list-style-type: none"> Provides further clarification to states on Child Nutrition Emergency Operational Costs Reimbursement for school nutrition and CACFP operators. Details further instructions and administrative procedures on topics including: <ul style="list-style-type: none"> Assurance statements for operators that have suspended operations, Payment calculations based on when operators served meals during the reference period, Program operator eligibility, including situations of suspension or termination, Payments to operators that switched sponsorship or went under the sponsorship of another entity, Financial management, State agency reporting, and State agency oversight. 	<ul style="list-style-type: none"> States are required to accept assurance statements from eligible operators. SFAs that have only operated the summer meals programs (instead of the school meals programs) since the pandemic are not required to submit an assurance statement to receive their school meals emergency operational cost reimbursement. Operators, including SFAs, that previously operated CACFP but have not resumed CACFP operations must submit an assurance payment to receive their CACFP emergency operational cost reimbursement, even if they have operated the summer meals programs at any point since September 2020. Operators that have terminated their agreement to run the child nutrition program are not eligible for payments, even if they continued operations through September-December 2020, unless they renew their agreement.
SP 21-2021	Questions and Answers for Child Nutrition Program Reporting in School Year 2021-2022	NSLP, SBP, SSO	Sept. 9, 2021	N/A	<ul style="list-style-type: none"> This memo contains a Q&A intended to provide clarification to state and local agencies on child nutrition administrative reporting requirements in school year 2021-2022. 	<ul style="list-style-type: none"> Topics covered include reporting of SSO meals and snacks reimbursed at the SFSP payment rates and other COVID-19 related reporting issues.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #99	Waiver of the Annual Half Aggregate Monitoring Requirement in the Summer Food Service Program	SFSP, SSO	Sept. 15, 2021	Sept. 30, 2022	<ul style="list-style-type: none"> • Waives the monitoring requirements that state agencies annually review a number of sponsors whose program reimbursements, in the aggregate, account for at least one-half of the total program reimbursements in the state in the previous year (requirements waived are included in 7 CFR 225.7(d)(2)(ii)(B)). 	<ul style="list-style-type: none"> • State agencies must meet all other requirements including: <ul style="list-style-type: none"> ○ Review of new sponsors at least once during first year ○ Annual review of sponsors experiencing significant operational challenges ○ Review of sponsors once every three years ○ As part of sponsors reviews, reviews of at least 10% of sites, or one site, whichever is greater
COVID-19: Child Nutrition Response #100	Waiver to Allow Fiscal Action Flexibility for Meal Pattern Violations Related to COVID-19 Supply Chain Disruptions Impacting School Meals in School Year 2021-2022	SSO, NSLP, SBP	Sept. 15, 2021	June 30, 2022	<ul style="list-style-type: none"> • State agencies may waive fiscal action related to meal pattern violations related to COVID-19 supply chain disruptions. • Disruptions include: <ul style="list-style-type: none"> ○ Missing food components ○ Missing production records ○ Violations involving milk type and vegetable subgroups • State agencies are strongly encouraged to NOT take fiscal action for: <ul style="list-style-type: none"> ○ Repeat violations to requirements for food quantities and whole grain-rich foods ○ Repeat violations of calorie, saturated fat, sodium, and trans fat 	<ul style="list-style-type: none"> • SFAs must notify disruptions to their state agency and illustrate the disruption using all available information. • State agencies must report disruptions to their regional office.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #101	Waiver to Allow Non-Congregate Meal Service for Service Institutions Operating the Summer Food Service Program during Unanticipated School Closers in School Year 2021-2022	SFSP	Sept. 22, 2021	June 30, 2022	<ul style="list-style-type: none"> Permits consumption of meals off-site and outside of group settings. 	<ul style="list-style-type: none"> Allows for serving models like grab-n-go, curbside pick-up, mobile/bus routes, and home delivery. Only available during unanticipated school closures. <ul style="list-style-type: none"> Unanticipated school closures only occur when instruction is not provided to children. If a school plans to offer virtual learning or a mix of in-person classes and virtual learning, the school is considered open and any meals provided to children must be offered through the SSO (or through the NSLP and SBP for schools that have not elected Child Nutrition Response #85).
COVID-19: Child Nutrition Response #102	Waiver of Meal Times Requirements for Service Institutions Operating the Summer Food Service Program during Unanticipated School Closers in School Year 2021-2022	SFSP	Sept. 22, 2021	June 30, 2022	<ul style="list-style-type: none"> Provides flexibility for serving times. Allows for serving multiple meals for the same day at one time and also meals for multiple days at the same time. 	<ul style="list-style-type: none"> Only available during unanticipated school closures. <ul style="list-style-type: none"> Unanticipated school closures only occur when instruction is not provided to children. If a school plans to offer virtual learning or a mix of in-person classes and virtual learning, the school is considered open and any meals provided to children must be offered through the SSO (or through the NSLP and SBP for schools that have not elected Child Nutrition Response #85).

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
COVID-19: Child Nutrition Response #103	Waiver to Allow Parents and Guardians to Pick Up Meals Served by Service Institutions Operating the Summer Food Service Program during Unanticipated School Closers in School Year 2021-2022	SFSP	Sept. 22, 2021	June 30, 2022	<ul style="list-style-type: none"> • Waives the requirement that meals are served directly to the eligible child. • Allows parents or guardians to pick up non-congregate meals for their child. 	<ul style="list-style-type: none"> • Only available during unanticipated school closures. <ul style="list-style-type: none"> ○ Unanticipated school closures only occur when instruction is not provided to children. If a school plans to offer virtual learning or a mix of in-person classes and virtual learning, the school is considered open and any meals provided to children must be offered through the SSO (or through the NSLP and SBP for schools that have not elected Child Nutrition Response #85).
COVID-19: Child Nutrition Response #104	Waiver of Area Eligibility Requirements for Service Institutions Operating the Summer Food Service Program during Unanticipated School Closers in School Year 2021-2022	SFSP	Sept. 22, 2021	June 30, 2022	<ul style="list-style-type: none"> • Allows SFSP sponsors in good standing to operate open summer meals sites located in areas that do not meet the definition of “areas in which poor economic conditions exist,” where more than half of children are eligible for free or reduced-price meals. 	<ul style="list-style-type: none"> • Only available during unanticipated school closures. <ul style="list-style-type: none"> ○ Unanticipated school closures only occur when instruction is not provided to children. If a school plans to offer virtual learning or a mix of in-person classes and virtual learning, the school is considered open and any meals provided to children must be offered through the SSO (or through the NSLP and SBP for schools that have not elected Child Nutrition Response #85).

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
SP 22-2021, CACFP 17-2021, SFSP 10-2021	Questions and Answers for Child Nutrition Program Operations in School Year 2021-2022, Q&A #2	NSLP, SBP, SSO, CACFP	Sept. 29, 2021	N/A	<ul style="list-style-type: none"> • Provides further clarification to state agencies and program operators operating the NSLP, SBP, SSO, and CACFP in the 2021-2022 school year related to: <ul style="list-style-type: none"> ○ Program operations ○ Professional standards requirements ○ Bulk item meal service ○ Virtual academies ○ Waiver utilization ○ Weekend instruction and meal service 	<ul style="list-style-type: none"> • Professional standards trainings are not required for SFAs operating SSO; however, trainings are encouraged. • FNS will update the Site Finder with SSO sites for SY21-22. • SFAs can use SSO to serve meals on weekends if they continue to provide educational instruction on the weekend and if the weekend instruction is “considered an integral part of the required curriculum.” • An SFA cannot serve breakfast and lunch at an SSO school and then sponsor a site through SSO at a library or youth center in the evening to offer snack and supper to the same students. However, they can operate SSO at the school site and CACFP At-Risk at the community site. <ul style="list-style-type: none"> ○ SFAs can bundle SSO and CACFP meals (three meals plus snack) for non-congregate grab & go service. • SFAs can choose to operate open meal sites to serve unenrolled children in the community. • 100% virtual academies (without brick and mortar school association) are not eligible for NSLP/SSO. • Programs operating under the area eligibility waiver do not need to collect eligibility forms.

Waiver or Memo #	Waiver Name	Programs Covered	Release Date	End Date	What It Does	Notes
SP 23-2021, CACFP 18-2021	Questions and Answers for Child Nutrition Programs Emergency Procurement Due to Supply Chain Disruptions	NSLP, SBP, SSO, CACFP	October 15, 2021	N/A	<ul style="list-style-type: none"> • This memorandum provides SFAs with key information which may be used to conduct noncompetitive procurements when experiencing certain supply chain disruptions as a result of COVID-19. • It includes a Q&A intended to provide clarification to State agencies and SFAs as they utilize the noncompetitive procurement method found at 2 CFR 200.320(c). 	<ul style="list-style-type: none"> • This memo provides clarification on: <ul style="list-style-type: none"> ○ When SFAs may utilize noncompetitive procurement ○ Micro-threshold purchases ○ Documentation SFAs must develop and maintain to support use of noncompetitive procurement ○ Allowable contracts • SFAs can use emergency noncompetitive procurement if they operate the CACFP At-Risk Supper Program.

Glossary of Acronyms & Terms

- **CACFP:** Child and Adult Care Food Program
- **CEP:** Community Eligibility Provision
- **Community Eligibility Provision:** A school meals reimbursement option available to schools in which a minimum percentage of students qualify for other means-tested benefit programs like SNAP; in exchange, the school offers meals at no charge to all students
- **FFCRA:** Families First Coronavirus Response Act
- **Families First Coronavirus Response Act:** a COVID-19 relief bill passed by Congress in March that gave the USDA nationwide waiver authority
- **FFVP:** Fresh Fruit and Vegetable Program
- **FNS:** Food and Nutrition Service (a division of the USDA)
- **FSMC:** Food Service Management Company
- **ISP:** Identified Student Percentage
- **LEA:** Local Education Agency (typically a school district)
- **NSLP:** National School Lunch Program
- **PPE:** Personal protective equipment, which includes items like face masks
- **Program Operator:** Includes SFAs, public and private non-profit sponsoring organizations, and independent organizations that work directly with their state agency to run one or more of the child nutrition programs
- **RCCI:** Residential Child Care Institution
- **Residential Child Care Institution:** Includes locations like orphanages, group homes, and other shelters that provide residential care for children; meets the definition of a school in the NSLP regulations
- **SBP:** School Breakfast Program
- **SDA:** State Distributing Agency
- **State Distributing Agency:** The state government agency that oversees USDA Foods
- **SFA:** School Food Authority
- **School Food Authority:** The governing body responsible for operating school meal programs at one or more schools within one or more school districts
- **SFSP:** Summer Food Service Program
- **SMP:** Special Milk Program
- **SNAP:** Supplemental Nutrition Assistance Program
- **SSO:** NSLP Seamless Summer Option
- **SY:** School Year
- **OVS:** Offer Versus Serve
- **USDA:** United States Department of Agriculture