

Kansas Administrative Regulations

State Department of Education

Article 26.—Nonprofit School Food Service Programs

91-26-1. Requirements for participation.

(a) Definitions.

(1) "Attendance center" means an approved school where meals are prepared, served, or both.

(2) "Child" means a person under twenty-one (21) chronological years of age or a student of high school grade or under.

(3) "Preparation center" means a kitchen where meals are prepared.

(4) "Board" means the board of education of a school district, governing authority of any nonpublic school offering any of grades kindergarten through twelve (12), or governing authority of a child care institution having approval to operate school food service programs.

(b) Application. The board shall make written application annually to the state board for all schools in which it desires to operate a food service program. The board shall also submit for approval a free and reduced price meal and free milk policy. Applications shall be on a form provided by the state board which shall include, but not be limited by the following:

(1) the estimated average daily participation;

(2) the meal price to be charged children; and

(3) any other pertinent data necessary for identification and approval as determined by the state board.

(c) Agreements. The board shall enter into a written agreement with the state board. The agreement shall be regularly approved by the board, signed by the president of the board, and attested by the clerk of the board. The commissioner of education shall approve and sign the agreement for the state board.

(1) The board shall comply with all stipulations in the written agreement between the board and the state board, with local food service policies of the board, with K.A.R. 91-

26-1 *et seq.* and with 7 CFR parts 210, 215, 220, 230, 240, and 245 of the food and nutrition service of United States department of agriculture, when applicable, when a contract is made with a food service management company to manage school food service programs.

(2) During any fiscal year, the amount of reimbursement paid to the board under the agreement for meals served to children in each school shall be in conformance with regulations and appropriations authorized.

(d) Record keeping requirements. Boards shall keep records in accordance with the terms of the agreement entered into with the state board pursuant to subsection (c).
(Authorized by K.S.A. 72-5112 &et seq.; effective, E-74-3, Oct. 5, 1973; effective Jan. 1, 1974; amended, E-74-56, Sept. 30, 1974; amended, E-76-12, Jan. 23, 1975; amended May 1, 1976; amended May 1, 1979.)

***** Authenticated Kansas Administrative Regulation *****