

Food and Nutrition Service, USDA

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property management and the procurement of supplies, equipment and other services with these Program funds.

(6) Any income accruing to a State or local agency because of the Program shall be used in accordance with OMB Circular A-102, Attachment E.

(g) *Nondiscrimination.* Each State agency shall ensure that Program operations are in compliance with the Department's nondiscrimination regulations (part 15 of this title) issued under title VI of the Civil Rights Act of 1964.

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(44 U.S.C. 3506; E.O. 12372, July 14, 1982, 47 FR 30959, sec. 401(b) of the Intergovernmental Cooperation Act of 1968 (31 U.S.C. 6506(c))

[44 FR 28282, May 15, 1979, as amended at 45 FR 14842, Mar. 7, 1980; 47 FR 746, Jan. 7, 1982; 47 FR 22072, May 21, 1982; 48 FR 29123, June 24, 1983; 48 FR 39213, Aug. 30, 1983]

§ 227.31 Audits, management reviews, and evaluations.

(a) *Audits.* (1) Examinations by the State agencies in the form of audits or internal audits shall be performed in accord with OMB Circular A-102, Attachment G.

(b) *Management reviews.* The State agency is responsible for meeting the following requirements:

(1) The State agency shall establish management evaluation and review procedures to monitor compliance with the State plan for local educational agencies and land grant colleges, other institutions of higher education and public or private nonprofit educational or research agencies, institutions, or organizations.

(2) The State agency shall require participating agencies to establish program review procedures to be used in reviewing the Agencies operations and those of subsidiaries or contractors.

(c) *Evaluations.* The State agency shall conduct formal evaluations of program activities at least annually. These evaluations shall be aimed at assessing the effectiveness of the various activities undertaken by the State and local agencies. State officials shall analyze why some activities have proved effective while others have not and shall initiate appropriate improvements. The results of the evaluations shall be used to make adjustments in

ongoing activities and to plan activities and programs for the next year's State plan. The State agency shall submit a plan for evaluation of Program activities as part of the State plan in accordance with § 227.37(b)(14).

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(44 U.S.C. 3506; E.O. 12372 (July 14, 1982, 47 FR 30959); sec. 401(b) Intergovernmental Cooperation Act of 1968 (31 U.S.C. 6506(c))

[44 FR 28282, May 15, 1979, as amended at 47 FR 746, Jan. 7, 1982; 48 FR 29123, June 24, 1983]

Subpart C—State Coordinator Provisions

§ 227.35 Responsibilities of State coordinator.

At a minimum, the State Coordinator shall be responsible for:

- (a) Preparation of a budget,
- (b) The conduct of the needs assessment,
- (c) Development of a State plan,
- (d) Implementation of the approved State Plan,
- (e) Evaluation of the progress and implementation of the State Plan,
- (f) Coordination of the Program with the Child Nutrition Programs at the State and local levels,
- (g) Coordination of the Program with other nutrition education and training programs conducted with Federal or State funds,
- (h) Communication of needs and accomplishments of State nutrition education and training programs to parents and the community at large,
- (i) Use of Program funds in compliance with all regulations, instructions, or other guidance material provided by FNS,
- (j) Coordinating the submission and preparation of the Program financial status report (SF-269), and
- (k) Annual evaluation of the effectiveness of the State Plan.

§ 227.36 Requirements of needs assessment.

(a) The needs assessment is an ongoing process which identifies the discrepancies between "what should be" and "what is" and shall be applied to each category listed below to enable

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State agencies to determine their nutrition education and training needs for each year. The needs assessment shall identify the following as a minimum:

- (1) Children, teachers, and food service personnel in need of nutrition education and training;
- (2) Existing State or federally funded nutrition education and training programs including their:
 - (i) Goals and objectives;
 - (ii) Source and level of funding;
 - (iii) Any available documentation of their relative success or failure; and
 - (iv) Factors contributing to their success or failure;
- (3) Offices or agencies at the State and local level designated to be responsible for nutrition education and training of teachers and school food service personnel;
- (4) Any relevant State nutrition education mandates;
- (5) Funding levels at the State and local level for preservice and inservice nutrition education and training of food service personnel and teachers;
- (6) State and local individuals, and groups conducting nutrition education and training;
- (7) Materials which are currently available for nutrition education and training programs, and determine for each:
 - (i) Subject area and content covered;
 - (ii) Grade level;
 - (iii) How utilized;
 - (iv) Acceptability by user;
 - (v) Currency of materials;
- (8) Any major child nutrition related health problems in each State;
- (9) Existing sources of primary and secondary data, including any data that has been collected for documenting the State's nutrition education and training needs;
- (10) Available documentation of the competencies of teachers in the area of nutrition education;
- (11) Available documentation of the competencies of food service personnel;
- (12) Problems encountered by schools and institutions in procuring nutritious food economically and in preparing nutritious appetizing meals and areas where training can assist in alleviating these problems;

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(13) Problems teachers encounter in conducting effective nutrition education activities and areas where inservice training or materials can assist in alleviating these problems;

(14) Problems in dietary habits of children and areas where nutrition education may assist in positive changes;

(15) Problems encountered in coordinating the nutrition education by teachers with the meal preparation and activities of the food service facility and areas where training might alleviate these problems.

(b) The needs assessment should be an ongoing process and provide not only data on current activities but also a description of the problems and needs in each category and whether training or materials would help alleviate the identified problems.

§ 227.37 State plan for nutrition education and training.

(a) *General.* Each fiscal year the State agency shall submit a State plan for Nutrition Education and Training for approval to FNS. The State plan shall be based on the needs identified from the ongoing needs assessment and evaluation of the State plans from previous years. The State plan shall be submitted in accordance with § 227.30(e). Guidance for the preparation and submission of the State plan shall be provided by FNS.

(b) *Requirements for the State plan.* The State plan shall provide the following:

(1) Description of the ongoing needs assessment conducted within the State;

(2) The findings of the needs assessment within the State used to determine the goals and objectives of the State plan and results of the evaluation of the previous years' State plans for:

(i) Inservice training of food service personnel, (ii) nutrition education of children, (iii) inservice training in nutrition education for teachers;

(3) Goals and objectives of the State plan;

(4) Identification of the priority populations to be reached during the fiscal year;