which may be flavored and colored, is characterized by a hard, brittle texture, and includes such items as sour balls, fruit balls, candy sticks, lollipops, starlight mints, after dinner mints, sugar wafers, rock candy, cinnamon candies, breath mints, jaw breakers and cough drops.

(b) Jellies and gums. A mixture of carbohydrates which are combined to form a stable gelatinous system of jelly-like character, and are generally flavored and colored, and include gum drops, jelly beans, jellyed and fruit-flavored slices.

(c) Marshmallow candies. An aerated confection composed of sugar, corn syrup, invert sugar, 20% water and gelatin or egg white to which flavors and colors may be added.

(d) Fondant. A product consisting of microscopic-sized sugar crystals which are separated by a thin film of sugar and/or invert sugar in solution such as candy corn, soft mints.

(e) Licorice. A product made predominantly from sugar and corn syrup which is flavored with an extract made from the licorice root.

(f) Spun candy. A product that is made from sugar that has been boiled at high temperature and spun at a high speed in a special machine.

(g) Candy coated popcorn. Popcorn which is coated with a mixture made predominantly from sugar and corn syrup.

**APPENDIX C TO PART 220—CHILD NUTRITION (CN) LABELING PROGRAM**

1. The Child Nutrition (CN) Labeling Program is a voluntary technical assistance program administered by the Food and Nutrition Service (FNS) in conjunction with the Food Safety and Inspection Service (FSIS), and Agricultural Marketing Service (AMS) of the U.S. Department of Agriculture (USDA), and National Marine Fisheries Service of the U.S. Department of Commerce (USDC) for the Child Nutrition Programs. This program essentially involves the review of a manufacturer’s recipe or product formulation to determine the contribution a serving of a commercially prepared product makes toward meal pattern requirements and a review of the CN label statement to ensure its accuracy. CN labeled products must be produced in accordance with all requirements set forth in this rule.

2. Products eligible for CN labels are as follows:

(a) Commercially prepared food products that contribute significantly to the meat/meat alternate component of meal pattern requirements of 7 CFR 210.10 or 210.10a, whichever is applicable, 225.21, and 226.20 and are served in the main dish.

(b) Juice drinks and juice drink products that contain a minimum of 50 percent full-strength juice by volume.

3. For the purpose of this appendix the following definitions apply:

(a) “CN label” is a food product label that contains a CN label statement and CN logo as defined in paragraph 3 (b) and (c) below.

(b) The “CN logo” (as shown below) is a distinct border which is used around the edges of a “CN label statement” as defined in paragraph 3(c).
(c) The "CN label statement" includes the following:

1. The product identification number (assigned by FNS),
2. The statement of the product's contribution toward meal pattern requirements of 7 CFR 210.10 or 210.10a, whichever is applicable, 220.8, 225.21, and 226.20. The statement shall identify the contribution of a specific portion of a meat/meat alternate product toward the meat/meat alternate, bread/bread alternate, and/or vegetable/fruit component of the meal pattern requirements. For juice drinks and juice drink products the statement shall identify their contribution toward the vegetable/fruit component of the meal pattern requirements.
3. Statement specifying that the use of the CN logo and CN statement was authorized by FNS, and
4. The approval date.

For example:

This 3.00 oz serving of raw beef patti provides when cooked 2.00 oz equivalent meat for Child Nutrition Meal Pattern Requirements. (Use of this logo and statement authorized by the Food and Nutrition Service, USDA 05-84.)

(d) Federal inspection means inspection of food products by FSIS, AMS or USDC.

4. Food processors or manufacturers may use the CN label statement and CN logo as defined in paragraph 3 (b) and (c) under the following terms and conditions:
   (a) The CN label must be reviewed and approved at the national level by the Food and Nutrition Service and appropriate USDA or USDC Federal agency responsible for the inspection of the product.
   (b) The CN labeled product must be produced under Federal inspection by USDA or USDC. The Federal inspection must be performed in accordance with an approved partial or total quality control program or standards established by the appropriate Federal inspection service.
   (c) The CN label statement must be printed as an integral part of the product label along with the product name, ingredient listing, the inspection shield or mark for the appropriate inspection program, the establishment number where appropriate, and the manufacturer's or distributor's name and address.
   (1) The inspection marking for CN labeled non-meat, non-poultry, and non-seafood products with the exception of juice drinks and juice drink products is established as follows:

   (d) Yields for determining the product's contribution toward meal pattern requirements must be calculated using the Food Buying Guide for Child Nutrition Programs (Program Aid Number 1331).

5. In the event a company uses the CN logo and CN label statement inappropriately, the company will be directed to discontinue the use of the logo and statement and the matter will be referred to the appropriate agency for action to be taken against the company.

6. Products that bear a CN label statement as set forth in paragraph 3(c) carry a warranty. This means that if a food service authority participating in the child nutrition programs purchases a CN labeled product and uses it in accordance with the manufacturer's directions, the school or institution will not have an audit claim filed against it.
for the CN labeled product for noncompliance with the meal pattern requirements of
7 CFR 210.10 or 210.10a, whichever is applicable, 220.8, 225.21, and 226.20. If a State or Fed-
eral auditor finds that a product that is CN labeled does not actually meet the meal pat-
tern requirements claimed on the label, the auditor will report this finding to FNS. FNS
will prepare a report of the findings and send it to the appropriate divisions of FSIS and
AMS of the USDA, National Marine Fish-
ers Services of the USDC, Food and Drug
Administration, or the Department of Jus-
tice for action against the company.

Any or all of the following courses of ac-
tion may be taken:
(a) The company’s CN label may be re-
voled for a specific period of time;
(b) The appropriate agency may pursue a
misbranding or mislabeling action against
the company producing the product;
(c) The company’s name will be circulated
to regional FNS offices;
(d) FNS will require the food service pro-
gram involved to notify the State agency of
the labeling violation.
7. FNS is authorized to issue operational
policies, procedures, and instructions for the
CN Labeling Program.
To apply for a CN label and to obtain addi-
tional information on CN label application
procedures write to: CN Labels, U.S. Depart-
ment of Agriculture, Food and Nutrition
Service, Nutrition and Technical Services
Division, 3101 Park Center Drive, Alexandria,
Virginia 22302.

7 CFR 210.10, 220.8, 225.21, and 226.20)
[49 FR 18457, May 1, 1984; 49 FR 45109, Nov. 15,
1984; 60 FR 31222, June 13, 1995; 65 FR 26923,
May 9, 2000]

PART 225—SUMMER FOOD SERVICE
PROGRAM

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APPENDIX A TO PART 225—ALTERNATE FOODS
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APPENDIX C TO PART 225—CHILD NUTRITION
(CN) LABELING PROGRAM

AUTHORITY: Secs. 9, 13, and 14, Richard B.
Russell National School Lunch Act, as
amended (42 U.S.C. 1758, 1761 and 1762a).
SOURCE: 54 FR 18208, Apr. 27, 1989, unless
otherwise noted.

† Subpart A—General

§ 225.1 General purpose and scope.

This part establishes the regulations under
which the Secretary will admin-
ister a Summer Food Service Program.
Section 13 of the Act authorizes the
Secretary to assist States through
grants-in-aid to conduct nonprofit food
service programs for children during
the summer months and at other ap-
proved times. The primary purpose of
the Program is to provide food service
to children from needy areas during pe-
riods when area schools are closed for
vacation.

§ 225.2 Definitions.

Act means the National School Lunch
Act, as amended.
Administrative costs means costs in-
curred by a sponsor related to plan-
ning, organizing, and managing a food
service under the Program, and exclud-
ing interest costs and operating costs.
Adult means, for the purposes of the col-
collection of social security numbers
as a condition of eligibility for
Program meals, any individual 21 years of
age or older.