

Winston County Board of Education
Child Nutrition Program
Buy American Procedures

Section 104(d) of the William F. Goodling Child Nutrition Reauthorization Act of 1998 (Public Law 105-336) added a provision, Section 12(n) to the National School Lunch Act (NSLA) (42 USC 1760(n)), requiring school food authorities (SFAs) to purchase, to the maximum extent practicable, domestic commodities or products. Known as the **Buy American Provision**, vendors will be required to sign the Attestation Statement verifying that produce delivered to Winston County Schools contains more than 51% domestic content and is processed in the US or US territories. Non-compliance of the **Buy American Provision** may result in termination of the contract.

The Winston County Board of Education Child Nutrition Program will adhere to the following procedures to ensure that all products bought and served follow the above ruling.

1. Each food item that is delivered to the lunchroom will be checked in. During the check-in process, the team member will ensure that the country of origin is the United States.
2. If the CNP team member discovers a product that was not grown or manufactured in the United States or one of the territories of the US (Guam, American Samoa, Virgin Islands, Puerto Rico, and the Northern Mariana Islands), the product will not be accepted and will be sent back.
3. The CNP team member will make note of this on the invoice and put the reason.
4. The CNP Manager will let the CNP Director know of the occurrence.
5. In the event that the CNP Director has been given proper notification and approval to accept a food item that does not fall under the **Buy American Provision**, the CNP Director will communicate this information to the CNP Managers. The CNP Director will keep all records at the Central Office.

For all other FNS nutrition assistance programs, state or local agencies, and their subrecipients, must post the following Nondiscrimination Statement:

In accordance with federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, this institution is prohibited from discriminating on the basis of race, color, national origin, sex (including gender identity and sexual orientation), disability, age, or reprisal or retaliation for prior civil rights activity.

Program information may be made available in languages other than English. Persons with disabilities who require alternative means of communication to obtain program information (e.g., Braille, large print, audiotape, American Sign Language), should contact the responsible state or local agency that administers the program or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339.

To file a program discrimination complaint, a Complainant should complete a Form AD-3027, USDA Program Discrimination Complaint Form which can be obtained online at: <https://www.usda.gov/sites/default/files/documents/ad-3027.pdf>, from any USDA office, by calling (866) 632-9992, or by writing a letter addressed to USDA. The letter must contain the complainant's name, address, telephone number, and a written description of the alleged discriminatory action in sufficient detail to inform the Assistant Secretary for Civil Rights (ASCR) about the nature and date of an alleged civil rights violation. The completed AD-3027 form or letter must be submitted to USDA by:

1. **mail:**
U.S. Department of Agriculture
Office of the Assistant Secretary for Civil Rights
1400 Independence Avenue, SW
Washington, D.C. 20250-9410; or
2. **fax:**
(833) 256-1665 or (202) 690-7442; or
3. **email:**
Program.Intake@usda.gov

This institution is an equal opportunity provider.