

Kristen Collins  
Executive Director, Colorado Food Cluster  
Denver, CO  
RE: **Public Notice**, Child Nutrition Program Waiver Request  
April 9, 2022



Pursuant to Section 12(l) of the NSLA, 42 U.S.C. 1760(l) (Richard B. Russell National School Lunch Act), the Colorado Food Cluster Inc. would like to submit a proposal for waivers with consideration to operate a three year pilot program under the Child Adult Care Food Program (CACFP) and Summer Food Service Program (SFSP), operating as an At-Risk Afterschool Sponsor of Centers during the school year, serving milk, snacks, dinners and providing enrichment activities. This submission is filed in accordance with memo [SP 15-2018, CACFP 12-2018, SFSP 05-2018](#) "Child Nutrition Program Waiver Request Guidance and Protocol- Revised", issued by Angela Kline, May 24, 2018.

Waivers pertaining to meal service time flexibility, non-congregate feeding, and parent and guardian pick up are being requested through this application. These flexibilities are cost-neutral to federal programming while meeting the intended impact of FNS programs.

Requested waivers:

- SFSP Waivers
  - 7 CFR 225.6(c)(2)(i)(B) and (c)(3)(i)(A) to establish waivers that pertain to meal service time flexibility
  - 42 U.S.C. 1753(b)(1)(A), 42 U.S.C. 1761(a)(1)(D), and 7 CFR 225.6(e)(15) to establish waivers that pertain to allow non-congregate feeding
  - 42 U.S.C. 1761(f)(3), 7 CFR 210.10(a), 220.2 (Breakfast) and 220.8(a), 225.2 (Meals), 225.9(d)(7), and 226.2 to all parents and guardians to pick up meals for participants
- CACFP Waivers
  - 7 CFR 210.10(l), 220.8(l), 225.16(c)(1) and (2) to establish waivers that pertain to meal service time flexibility
  - 7 CFR 226.19(b)(6)(iii), to establish waivers that pertain to allow non-congregate feeding
  - 42 U.S.C. 1761(f)(3), 7 CFR 210.10(a), 220.2 (Breakfast) and 220.8(a), 225.2 (Meals), 225.9(d)(7), and 226.2 to all parents and guardians to pick up meals for participants

The Colorado Food Cluster intends to submit a three year application for waivers to support the long term feasibility, stability and success of the program.

If you would like to discuss our goals, impact or unique structure, feel free to contact Executive Director Kristen Collins at [Kristen.Collins@Coloradofoodcluster.com](mailto:Kristen.Collins@Coloradofoodcluster.com)