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DEPARTMENT OF EDUCATION
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FOOD SERVICE

**ADMINISTRATIVE POLICY #9
SCHOOL YEAR 2004-2005**

SUBJECT: School Meals Program
Fluid Milk Provisions – Reauthorization 2004

DATE: March 18, 2005

Section 102 of the Child Nutrition and WIC Reauthorization Act of 2004 (Public Law 108-265) amended section 9(a)(2) of the Richard B. Russell National School Lunch Act by removing, effective July 1, 2005, the requirement that schools participating in the National School Lunch Program (NSLP) offer students a variety of fluid milk consistent with prior year preferences.

As amended, schools *must* offer fluid milk in a variety of fat contents and *may* offer flavored or unflavored milk and lactose-free fluid milk. This provision only applies to the NSLP and the Afterschool Snack Program of the NSLP as the School Breakfast Program and the Special Milk Program already have the flexibility to offer any type(s) of milk. The effective date allows school food authorities time to develop new procurement specifications for School Year 2005-06.

Please contact the School Meals Program at (517) 373-3347 if you have any questions regarding this memo.

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