

Free and Reduced Price Eligibility Information Sharing

Authority

Section 9(b)(2)(C)(iii) of the National School Lunch Act [42 USC 1758(b)(2)(C)(iii)] authorizes the limited disclosure of children's free and reduced price meal or free milk eligibility information to specific programs or individuals, without prior parent/guardian consent. Except that, the parent/guardian must be provided the opportunity to decline to share eligibility information prior to the disclosure for identifying children eligible for benefits under or enrolling children in the State Medicaid Program and the State children's health insurance program. Additionally, the statute specifies that for any disclosures not authorized by the statute, the consent of children's parents/guardians must be obtained prior to the disclosure.

The limited disclosure includes providing this information to those directly connected to administration of a Federal education program.

The Oregon Department of Education establishes a distinction between administration and daily responsibilities. Molalla River School District acknowledges the capacity of the Oregon Department of Education to establish this distinction and will voluntarily limit disclosure to those directly administering the program.

Procedure

This eligibility information will be provided to the administrators of a Federal education program only upon the completion of the required disclosure agreement. The Business Manager and Superintendent will be responsible for insuring compliance.

**Free and Reduced Price Information
Disclosure Agreement**

Purpose and Scope

Molalla River School District (district) and insert name of administrator (administrator) acknowledge and agree that children’s free and reduced price meal and free milk eligibility information obtained under provisions of the National School Lunch Act [42 USC 1751 et. seq.] or Child Nutrition Act of 1966 [42 USC 1771 et. seq.] and the regulations implementing those Acts is confidential information. This Agreement is intended to ensure that any information disclosed by the district to the administrator about children eligible for free and reduced price meals or free milk will be used only for purposes specified in this Agreement and that district and the administrator recognize that there are penalties for unauthorized disclosures of this eligibility information.

Program

The administrator certifies that he/she is currently authorized to administer the following Federal education program(s) and that information requested will only be used by the program(s) indicated:

	Program	Information Authorized
	Federal Education Program Specify Program	Eligibility status only: consent not required.

Note: Section 9(b)(2)(C)(iv) specifies that certain programs may receive children’s eligibility status only, without parental consent. Parental consent must be obtained to disclose any additional eligibility information.

Effective Date

This annual agreement shall be effective from _____ to _____.

Penalties

Any person who publishes, divulges, discloses, or makes known in any manner, or to any extent not authorized by Federal law [Section 9(b)(2)(C) of the National School Lunch Act; 42 USC 1758(b)(2)(C)] or a regulation, any information about a child’s eligibility for free and reduced price meals or free milk shall be fined not more than a \$1,000 or imprisonment of not more than one year or both.

Signatures

The parties acknowledge that children’s free and reduced price meal and free milk eligibility information may be used only for the specific purposes stated above; that unauthorized use of free and reduced price meal and free milk information or further disclosure to other persons or programs is prohibited and a violation of Federal law which may result in civil and criminal penalties.

District

Printed Name: _____

Title: _____

Signature: _____

Date: _____

Administrator

Printed Name: _____

Title: _____

Signature: _____

Date: _____