



Let's Flamingle
Under The Palms

2 CFR PART 200

- Presidential mandate to consolidate regulations (Dec 2014)
- Incorporated all the OMB Circulars into one regulation
- Standardized the process and requirements
- Compliance mandated at end of FY 15
 - Initial grace period of two years and extended an additional year



2 CFR PART 200 UPDATES

- Grace period ends this year for all recipients
- OMB Memo M-18-18 released June 20, 2018
- Authorizes implementation in advance of 48 CFR revision
 - Increasing the “micro-purchase level from \$3,500 to \$10,000
 - Increasing the “simplified acquisition threshold” from \$150,000 to \$250,000





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TIPS FOR EFFECTIVE CONTRACT MANAGEMENT



CONTRACT MANAGER

- **Subject matter knowledge**
- **Effective communicator**
- **Attention to detail**
- **Conflict Resolution**
- **Document Management**



CONTRACT MAINTENANCE RESPONSIBILITIES

SA is required to:

- **Approve changes**
- **Ensure Rules and Regulations are followed**
- **Maintain Records**
- **Verify Contractual Requirements**



CONTRACT MAINTENANCE RESPONSIBILITIES

SFA is required to:

- **Know your contract**
- **Maintain records**
- **Settlement and satisfaction of issues**
- **Price Confirmation**
- ***Contract ending and renewal dates***
- **Know your Vendors responsibilities**
- **Stay Current with USDA Memos**



CONTRACT MANAGEMENT OVERSIGHTS

- **SFA Contractual Responsibilities**
- **SA Contractual Responsibilities**
- **Vendor Contractual Responsibilities**
- **Avoiding contract lapses**
- **Product Accountability**
- **Vendor Accountability**
- **Buy American Provision**



BUY AMERICAN PROVISION

7 CFR 210.21(D)

- **Purchase domestic commodities and products to the maximum extent practicable**
- **51% of the final process product must be produced in the United States**



BUY AMERICAN

- **Include in all solicitations, contracts, and product specifications**
- **Monitor contract performance**
- **Check product labels**
- ***Method of requesting exceptions before receipt***



CONTRACT DOCUMENTATION LANGUAGE

- **Domestic alternative foods before approving an exception.**
- **The use of a non-domestic food exception when competition reveals the cost of domestic is significantly higher than non-domestic food.**
- **The use of a non-domestic alternative food due to the domestic food not produced or manufactured in sufficient and reasonable available quantities of a satisfactory quality.**



WORKSHEET

- **Document exceptions**
- **Worksheet or equivalent**
- **SFA must approve prior to accepting food products**
- **Letters from vendors are not acceptable documentation.**



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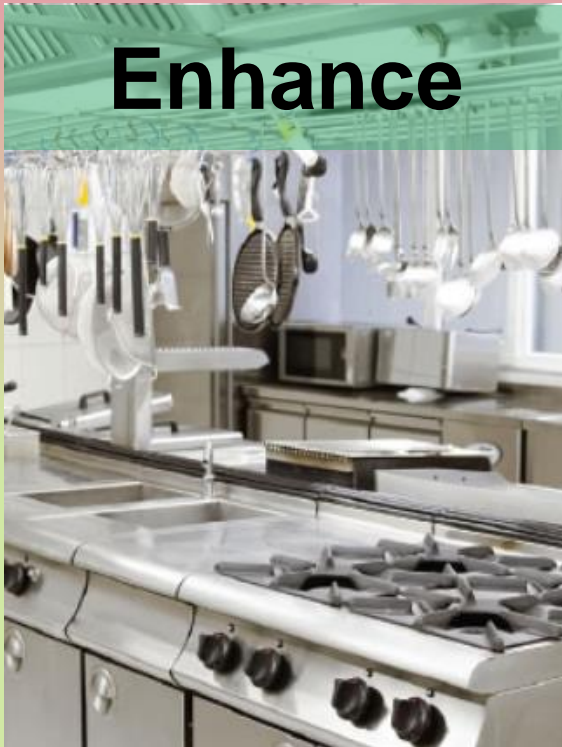
POINTS BASED PROGRAMS AND PROCUREMENT

How points based programs benefit your school meal program



WHY POINTS BASED PROGRAMS?

Enhance



Support



Empower



86%
Districts utilize
one or more
points based
programs!



HOW TO USE POINTS BASED PROGRAMS



New Products



Marketing Support



Bid Resources



Menu Planning



ALIGNING WITH REGULATION

- Points based programs are an acceptable use of federal funds when certain criteria are met
- Choose a program designed to align with 7CFR210.2:

“Nonprofit school food service means all food service operations conducted by the school food authority principally for the benefit of school children, all of the revenue from which is used solely for the operation or improvement of such food services.”



HOW TO DOCUMENT POINTS BASED PROGRAMS

- Find out what your state agency requires for proper procurement documentation:
 - ✓ Solicitation documents indicating acknowledgement of awards when part of bid/RFP decision-making
 - ✓ Points awards statements
 - ✓ Invoices for purchase of points eligible products
 - ✓ Notes indicating how products were used for the meal program



COOL SCHOOL STORIES: HOW DISTRICTS USE POINTS BASED PROGRAMS

- “We purchase **to-go containers**, which helps as they are very expensive. We are very appreciative!”
- “We use points for ‘lucky tray’ **giveaways** to get kids excited and to **raise participation.**”
- “Points give us the opportunity to purchase **marketing materials.** We purchase giveaway items for students. We also purchase **items for our staff** to help with kitchen morale.”
- “Use to purchase **signage** and **serving tools** that work with products we buy.”
- “I have used points for **conference registration** to ANC to gather new ideas and food information.”



QUESTIONS?

FSNA 2018 Annual Conference