

**Nevada Summer Food Service Program
Waiver Request for Sites Located Outside the State Boundary**

1. State agency submitting waiver request and responsible State agency staff contact information:

Nevada Department of Agriculture (NDA)
Food and Nutrition Division (FND)
Diane Hogan, Community Nutrition Supervisor
dhogan@agri.nv.gov, 702-668-4582

California Department of Education
Nutrition Services Division
Summer Meals Unit
Jeannine Cook, Staff Services Manager I
jcook@cde.ca.gov, 916-322-2146

2. Region: Western Regional Office

3. Eligible service providers participating in waiver and affirmation that they are in good standing:

Mr. Serrell Smokey, Tribal Chairman
Mr. Roger Mowbray, Former TANF Manager
Jo Ann Peck, TANF Compliance Officer

Washoe Tribe of Nevada and California
919 US Highway 395 N
Gardnerville, NV 89410-8968

Washoe Tribe of Nevada and California has successfully participated in the Summer Food Service Program (SFSP) since 1999 and is in good standing in the SFSP and CACFP Head Start program. In 2015, the program was the winner of the Western Region SunImcr Sunshine Award for reaching rural, tribal and underserved communities.

4. Description of the challenge the State agency is seeking to solve, the goal of the waiver to improve services under the Program, and the expected outcomes if the waiver is granted. [Section 12(l)(2)(A)(iii) and 12(l)(2)(A)(iv) of the NSLA]:

The Washoe Tribe has three tribal colonies in Nevada (Carson Colony, Stewart Community, and Dresslerville Community) and one in California (Woodfords Community) that is closer to the Tribe's administrative office than the Carson Colony. In 2013 Nevada received waiver approval to allow the California site to continue participating in the SFSP. Last year Woodfords did not participate in the SFSP last summer following the release of the revised waiver request guidance and protocol. The goal of this waiver request is to maintain and enhance tribal cohesiveness in the administration of this important component of the Washoe Tribe's Summer Youth Program. This waiver would allow WTNC to only enter into one agreement with Nevada exclusively for all four sites. Nevada would then be responsible for monitoring the California site. Additionally, establishing an agreement to operate the Tribe's SFSP exclusively through Nevada will also minimize administrative costs without duplicative efforts.

5. Specific Program requirements to be waived (include statutory and regulatory citations). [Section 12(l)(2)(A)(i) of the NSLA]:

SFSP 01-2014, *Sponsors Operating in Multiple States in the Summer Food Service Program REISSUED*, November 8, 2013 states: "State agencies may not approve sites that are not located within their geographic boundaries."

6. Detailed description of alternative procedures and anticipated impact on Program operations, including technology, State systems, and monitoring:

The Woodfords Community has participated in the SFSP through the NDA agreement with the Washoe Tribe for many years. Alternative procedures are not necessary. There is no anticipated negative impact on NDA or the Washoe Tribe. The Washoe Tribe attended the NDA SFSP training and will continue to apply through the NDA online system. Woodfords Community SFSP program monitoring will continue to be completed by the tribe. Nevada has conducted SFSP reviews of this site in the past and plans to in the future if the waiver is approved.

7. Description of any steps the State has taken to address regulatory barriers at the State level. [Section 12(l)(2)(A)(ii) of the NSLA]:

NDA reached out to the California Department of Education to inquire if they have any SFSP sponsors that are near the Woodfords Community that would be willing to take them on as a site. The closest SFSP organization is in Placerville, CA which is 74 miles away whereas the Woodfords summer program is only 12 miles away

from the Tribal Headquarters in Nevada. Children in the Woodfords Community attend the Diamond Valley Elementary School that is a CEP school with 70% free and reduced-price eligibility as verified by the California Department of Education.

- 8. Anticipated challenges State or eligible service providers may face with the waiver implementation:** Washoe Tribe of Nevada and California has participated in the SFSP since 1999. The previous waiver was approved in 2013 and there have been no challenges to NDA or to the Washoe Tribe of Nevada and California.
- 9. Description of how the waiver will not increase the overall cost of the Program to the Federal Government. If there are anticipated increases, confirm that the costs will be paid from non-Federal funds. [Section 12(l)(1)(A)(iii) of the NSLA]:**

No additional costs to the State Administrative Funds or State Administrative Expense account are anticipated. Any unanticipated costs will be paid through the General Fund.

- 10. Anticipated waiver implementation date and time period:**

The Nevada Department of Agriculture will implement the waiver from the date we receive approval for as long as the waiver is in effect to allow the Washoe Tribe's participation in the SFSP.

- 11. Proposed monitoring and review procedures:**

The Nevada Department of Agriculture will provide oversight to the Woodfords Community and ensure that they follow SFSP regulation. Washoe Tribe of Nevada and California is scheduled for an SFSP review in 2019. If the waiver is approved, the Woodfords Community will be reviewed by NDA this summer. This site is located just 5 – 6 miles from the state line.

- 12. Proposed reporting requirements (include type of data and due date(s) to FNS):**

NDA will submit report a report to FNS, every three years by September 15, beginning in 2019. The report will summarize how the waiver was used on NDA and Washoe Tribe of Nevada and California; describe how the waiver improved services to children in the Woodfords Community; describe the impact of the waiver on providing nutritious meals to children; describe the reduced quantity of paperwork necessary to administer the SFSP; and a summary of the 2019 SFSP

Summer Food Service Program
Food and Nutrition Division



Washoe Tribe of Nevada and California and Woodfords Community Building
review to FNS by September 15, 2019.

13. Link to or a copy of the public notice informing the public about the proposed waiver [Section 12(l)(1)(A)(ii) of the NSLA]:

<http://nutrition.nv.gov/>

14. Signature and title of requesting official :

Deane Hogan

Title: Community Nutrition Supervisor

Requesting official's email address for transmission of response:

dhogan@agri.nv.gov

Jeanine Cook

Title: Staff Services Manager I

TO BE COMPLETED BY FNS REGIONAL OFFICE:

FNS Regional Offices are requested to ensure the questions have been adequately addressed by the State agency and formulate an opinion and justification for a response to the waiver request based on their knowledge, experience and work with the State.

Date request was received at Regional Office:

Check this box to confirm that the State agency has provided public notice in accordance with Section 12(l)(1)(A)(ii) of the NSLA

Regional Office Analysis and Recommendations: