



**United States
Department of
Agriculture**

Food and
Nutrition
Service

3101 Park
Center Drive
Alexandria, VA
22302-1500

DATE: August 7, 2012

MEMO CODE: CACFP 19-2012

SUBJECT: Updated Guidance for the Adult Day Care Component of the Child and Adult Care Food Program

TO: Regional Directors
Child Nutrition Programs
All Regions

State Directors
Child Nutrition Programs
All Regions

The adult component of the Child and Adult Care Food Program (CACFP) was authorized by The Older Americans Act Amendments of 1987 and codified in 7 CFR §226.19a. The purpose of this memorandum is to provide updated guidance relating to the adult day care component of the CACFP. Previous guidance relating to adult day care was issued immediately following the addition of the adult day care component to CACFP by Congress. Since that time, much of the guidance has been incorporated into the CACFP regulations, thereby making the memoranda obsolete. Additionally, there have been changes to the CACFP regulations and our understanding of adult day care that are not reflected in previous guidance.

In an effort to simplify the administration of the adult day care component of CACFP, we are rescinding the previous guidance as noted below and issuing new guidance that consolidates and clarifies earlier relevant guidance.

The following memoranda are being rescinded because they include guidance that was later codified in regulation or instructions:

- Child Care Food Program Adult Day Care Provisions: Operational Memorandum 1 – Title III Meal Funding, March 15, 1989
- Child Care Food Program Adult Day Care Provisions: Operational Memorandum 4 – Free and Reduced-Price Meal Eligibility, March 16, 1989
- Child Care Food Program Adult Day Care Provision: Operational Memorandum 5 – Meal Service, March 20, 1989
- Child Care Food Program Adult Day Care Provision: Operational Memorandum 8 – Center and Participant Eligibility, April 03, 1989
- Child Care Food Program Adult Day Care Provisions: Operational Memorandum 12 – Title III Meal Funding, September 19, 1989

Guidance documents lack the force and effect of law, unless expressly authorized by statute or incorporated into a contract. USDA may not cite, use, or rely on any guidance that is not available through their guidance portal, except to establish historical facts.

- Child Care Food Program Adult Day Care Provisions Operational Memorandum 13 – Procurement Standards, September 18, 1989
- Policy Clarification on Adult Care Provisions – Free and Reduced-Price Meal Eligibility, March 21, 1989

The following memoranda are being rescinded because they relate to provisions that are no longer applicable:

- Child Care Food Program Adult Day Care Provisions: Operational Memorandum 6 – Retroactive Reimbursement, March 03, 1989
- Child Care Food Program Adult Day Care Provisions: Operational Memorandum 7 – Alternate Agencies, March 29, 1989
- Child Care Food Program Adult Day Care Provisions: Operational Memorandum 9 – Participant Income Information for Retroactive Payment, April 07, 1989
- Child Care Food Program Adult Day Care Provision: Operational Memorandum 10 – Retroactive Payments to Charitable Institutions, September 18, 1989
- Child Care Food Program Adult Day Care Provisions: Operational Memorandum 13 – Procurement Standards, September 19, 1989

The following memorandum is being rescinded because it has already been superseded by the Child Care Food Program Adult Day Care Provision: Operational Memorandum 2, Revision 1 – Institutionalized Adults, September 15, 1989:

- Child Care Food Program Adult Day Care Provisions: Operational Memorandum 2 – Participation of Institutionalized Adults, March 15, 1989

Additionally, the remaining previous memoranda related to the adult day care component of CACFP were consolidated, updated, and clarified by the following two memoranda:

- Participant Eligibility in the Adult Day Care Component of the Child and Adult Care Food Program, August 7, 2012
- Center Eligibility and Licensing/Approval in the Adult Day Care Component of the Child and Adult Care Food Program, August 7, 2012

Regional Directors

State Directors

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Program operators should direct any questions regarding this memorandum to the appropriate State agency. State agency contact information is available at:

<http://www.fns.usda.gov/cnd/Contacts/StateDirectory.htm>. State agencies should direct questions to the appropriate Food and Nutrition Service Regional Office.

Original Signed

Cynthia Long

Director

Child Nutrition Division