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STATE OF NEW MEXICO
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R. VERONICA C. GARCÍA
SECRETARY OF EDUCATION

BILL RICHARDS
Governor

February 15, 2006

Mr. Ronald Haugen
Gadsden Independent Schools
PO Drawer 70
Anthony, NM 88021

Dear Mr. Haugen:

Subject: Fruit and Vegetable Program 2006 Agreement

Congratulations! Berino Elementary was selected to participate in the Fresh Fruit and Vegetable Program. On November 10, 2005, the President signed Public Law 109-97 expanding the Fresh Fruit and Vegetable Program (FFVP) to give free fresh fruits and vegetables to children in 25 schools participating in the National School Lunch Program (NSLP) in New Mexico, Utah, Wisconsin, Texas, Connecticut, and Idaho. This law carries out the provisions mandated in Section 120 of the Child Nutrition and WIC Reauthorization Act (Public Law 108-265).

The recent federal legislation authorized funds from July 1, 2004 to June 30, 2009 for a Fresh Fruit and Vegetable Program. Schools selected are participants in the National School Lunch Program. The level of funds provided to any one school depends on the demographics of the schools.

Funding

Funding for the program will be available in March 2006. For funds made available under Public Law 109-97, the grant period will end June 30, 2007. This means that program funds must be obligated and expended by participating schools by June 30, 2007.

Use of Funds

Funds are to be used primarily to purchase additional fresh fruits and fresh vegetables to be made available at no charge to students. The fruits and vegetables purchased are in addition to those offered in the school meals programs. Schools may use up to 10% of the funds for administrative costs. Please note that labor costs associated with preparing and distributing the fruits and vegetables are not considered administrative costs and instead should be shown as general operating costs and must be reasonable and necessary. The program should be structured so that maximum benefits go to children. More information is provided in the Fresh Fruit and Vegetable Program Handbook, Appendix A and on the FFVP Partner Web at <https://www.fnspartner.usda.gov/>.

Expectations of Participating Schools

Participating schools are required to publicize the availability of free fresh fruits and vegetables to the student body. Schools must make free fresh fruit and fresh vegetables available to students throughout the school day in one or more areas designated by the school. In addition, schools chosen must be a Team Nutrition school, Reference, Attachment 1, Team Nutrition Enrollment Form. Schools must provide nutrition education relating the benefits of having fresh fruits and fresh vegetables as snacks. The following resources will assist your schools with ways to implement nutrition education and activities to promote free fresh fruits and vegetables program.

Resources

Program	Contact Information
5 A Day	Linda Cryer R.D., L.D. 1-505-841-4554 Linda.Cryer@doh.state.nm.us
Team Nutrition Fruits and Vegetables Galore	USDA's Team Nutrition Phone: (703) 305-1624 Fax: (703) 305-2549 http://www.teamnutrition.usda.gov/
Catch	K'Dawn Jackson 1-505-646-5087 kjackson@nmsu.edu
I Can	Linda Wells 1-505-646-1283 ljwells@nmsu.edu
HealthierUS Challenge	http://www.fns.usda.gov/tn/healthierus/index.html

The Food and Nutrition Service (FNS) must provide interim reports to Congress for fiscal years 2005 through 2008 that describe the activities carried out during the fiscal year covered by the report. Additionally, FNS must provide a final report that describes the results of the program no later than December 31, 2008. You will be contacted with additional details on what will be needed from schools in order to complete these reports. Please note that the reimbursement claim may be revised to reflect information needed to respond to Congress. Schools may be asked to provide additional information to an outside evaluator in the form of a brief survey, conference call and/or a focus group with student participants and implementers.

Please Complete and Return

Enclosed are an addendum and a school profile. The School Profile must be completed for each school. The profile information is designed to capture essential information that is readily available and may be completed by a school or by the local education agency on behalf of their schools. The School Profile form includes a section on how your school plans to implement the program. Also, on the school profile form a section is designated to **indicate what type of costs, not dollar amounts, besides food purchases you might incur**. Please complete and submit the Fresh Fruit and Vegetable Program School Profile, Reference, Attachment 2 (one per school) and the Addendum to State Agency – Local Education Agency Agreement Fresh Fruit and Vegetable Program, Reference, Attachment 3. Please send all completed forms to the Student Nutrition Bureau, 120 South Federal Place- Room 105, Santa Fe, New Mexico 87501 by February 24, 2006.

Should you have any questions, please contact the Student Nutrition Bureau at (505) 827-1821. We congratulate you in taking part in the Fresh Fruit and Vegetable Program as another way to help your students develop lifelong healthful eating habits.

Truly,



Gilbert Perea, Assistant Secretary
Program Support and Pupil Transportation

GAP/GK.reg

Enclosures (4)

cc: PED Executive Team
Food Service Director

**Addendum to State Agency - Local Education Agency Agreement
Fresh Fruit and Vegetable Program**

This agreement is between the New Mexico Public Education Department, hereinafter referred to as the State Agency, and Gadsden Independent Schools, hereinafter referred to as the Local Education Agency, for the Fruit and Vegetable Program, hereinafter referred to as the Program and covers the period from March 1, 2006 to June 30, 2007.

The undersigned has the authority to enter this Agreement to participate in the Fresh Fruit and Vegetable Program as authorized by Public Law 109-97 and Section 120 of the Child Nutrition and WIC Reauthorization Act 2004 (Public Law 108-265).

- A. It is mutually agreed between the State Agency and Local Education Agency that:
 1. The Local Education Agency agrees that the funds will only be used for the purposes authorized by Section 120 of the Child Nutrition and WIC Reauthorization Act of 2004 (Public Law 108-265).
 2. The Local Education Agency agrees to abide by all of the requirements for administering the Program as stated in Section 120 of the Child Nutrition and WIC Reauthorization Act of 2004 (Public Law 108-265).
 3. The Local Education Agency agrees to provide funds to the approved school(s), namely, Berino Elementary under its jurisdiction for the service of approved fresh fruits and vegetables in accordance with local, state, and federal regulations and requirements.
 4. The total amount of funds being made available to your Local Education Agency is based on a per student allotment. The total amount allocated for your Local Education Agency is shown below in Table A.

Table A

District	School Name	Total Allocation
Gadsden Independent Schools	Berino Elementary	\$52,917

- 5. The Local Education Agency agrees that the schools identified in section 3 of this paragraph will implement the program in accordance with the plan outlined in the signed School Profile for the Fresh Fruit and Vegetable Program.

B. General Conditions

- 1. This Agreement is non-transferable.
- 2. Neither the State Agency nor the Local Education Agency has an obligation to renew this agreement.

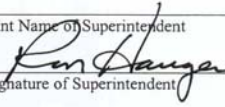
Signature of State Agency Official:

Signature of Local Education Agency Official:

New Mexico Public Education Department

Print Name of Superintendent

Leonard Mirabal, Interim Director
Student Nutrition Bureau



Signature of Superintendent

Date

Date

This arrangement does not constitute the entire agreement between the parties with respect to subject matter thereof.