



Division of Child Care & Early Childhood Education  
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**MEMORANDUM**

TO: ALL USDA PROGRAMS  
FROM: DCCECE/HNU  
DATE: JANUARY 26, 2023  
SUBJECT: Civil Rights Assurance Language for all Subrecipient Contract and Agreements

All Sponsors, School Food Authorities (SFA) and Residential Child Care Institutions (RCCI) who are approved to operate a Child Nutrition Program must include Civil Rights assurance language in all contracts and agreements with a sub-recipient agency.

**Civil Rights Assurance Language includes the following:**

*The program applicant hereby agrees that it will comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C § 2000d et seq.), Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 et seq.), Section 504 of the Rehabilitation Act of 1973 (29 U.S.C § 794), the Age Discrimination Act of 1975 (42 U.S.C. § 6101 et seq.); all provisions required by the implementing regulations of the Department of Agriculture; Department of Justice Enforcement Guidelines, 28 CFR Part SO.3 and 42; and FNS directives and guidelines, to the effect that, no person shall, on the grounds of race, color, national origin, sex (including sexual orientation and gender identity), age, or disability, be excluded from participation in, be denied benefits of, or otherwise be subject to discrimination under any program or activity for which the Program applicant receives Federal financial assistance from FNS; and hereby gives assurance that it will immediately take measures necessary to effectuate the agreement.*

By accepting this assurance, the program applicant agrees to compile data, maintain records, and submit reports as required, to permit effective enforcement of nondiscrimination laws and permit authorized United States Department of Agriculture (USDA) personnel during hours of program operation to review such records, books, and accounts as needed to ascertain compliance with the nondiscrimination laws. If there are any violations of this assurance, the USDA Food and Nutrition Service shall have the right to seek judicial enforcement of this assurance. This assurance is binding on the program applicant, successors, transferees, and assignees as long as it receives assistance or retains possession of any assistance from USDA.

Please keep this memo on file for quick and easy reference. A copy is also available on the resource library under HNP Mass Alerts. Thank you so much for all that you do to feed the children of Arkansas.

**Please contact your Application Coordinator if you have any questions.**

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