

**4617.0030 LOCAL AGENCY AGREEMENTS.**

Subpart 1. **State agreements.** To administer the WIC program, a local agency must have a written agreement with the commissioner. The agreement must:

A. contain the signature of a representative of the local agency who is authorized to legally bind the agency;

B. contain the provisions required by Code of Federal Regulations, title 7, section 246.6, paragraph (b), as amended;

C. be consistent with this chapter and Code of Federal Regulations, title 7, part 246, as amended;

D. contain a nondiscrimination clause regarding employment practices and the delivery of program benefits to eligible or potentially eligible participants that is consistent with the following statutes and the regulations adopted under them:

(1) Title VI of the Civil Rights Act of 1964, United States Code, title 42, sections 2000d to 2000d-4a, as amended;

(2) Title IX of the Education Amendments of 1972, United States Code, title 20, sections 1681 to 1688, as amended;

(3) section 504 of the Rehabilitation Act of 1973, United States Code, title 29, section 794, as amended;

(4) the Age Discrimination Act of 1975, United States Code, title 42, sections 6101 to 6107, as amended; and

(5) the Americans with Disabilities Act of 1990, United States Code, title 42, sections 12101 to 12213, as amended;

E. require the local agency to obtain written consent from the commissioner to implement a change to the application submitted under part 4617.0010;

F. provide assurances that no conflict of interest exists between the local agency and a vendor or the local agency and the commissioner;

G. specify beginning and ending dates of the agreement; and

H. contain a statement that the local agency agrees to develop a nutrition education plan which:

(1) is consistent with Code of Federal Regulations, title 7, section 246.11, paragraph (d)(2), as amended;

(2) includes the criteria used to select participants for high-risk nutrition education; and

(3) includes the criteria the local agency uses to determine which participants will receive an individual nutrition care plan.

Subp. 2. [Repealed, 29 SR 1202]

Subp. 3. [Repealed, 29 SR 1202]

**Statutory Authority:** *MS s 144.11; 145.891 to 145.897*

**History:** *14 SR 164; 19 SR 2089; 29 SR 1202*

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