Executive Order 11447

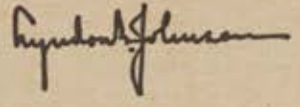
INTERAGENCY ADVISORY COMMITTEE ON COMPENSATION FOR MOTOR VEHICLE ACCIDENT LOSSES

By virtue of the authority vested in me by Section 4 of Public Law 90–313 (82 Stat. 127), and as President of the United States, it is ordered as follows:

SECTION 1. The following are hereby appointed to the Interagency Advisory Committee on Compensation for Motor Vehicle Losses:

Secretary of Transportation, *Chairman*
Secretary of Commerce
Secretary of Defense
Secretary of Health, Education, and Welfare
Secretary of Housing and Urban Development
Secretary of Labor
Secretary of the Treasury
Attorney General
Chairman of the Federal Trade Commission
Chairman of the Interstate Commerce Commission
Chairman of the Securities and Exchange Commission
Administrator of Veterans Affairs

SEC. 2. Each member of the Committee appointed in Section 1 hereof may appoint an alternate to represent him at Committee meetings which he is unable to attend.



THE WHITE HOUSE,
January 16, 1969.

[F.R. Doc. 69–798; Filed, Jan. 16, 1969; 4:50 p.m.]

Rules and Regulations

Title 7—AGRICULTURE

Chapter II—Consumer and Marketing Service (Consumer Food Programs), Department of Agriculture

SUBCHAPTER A—SCHOOL LUNCH PROGRAM

[Amdt. 10]

PART 210—NATIONAL SCHOOL LUNCH PROGRAM

Requirements for Participation

Regulations for the operation of the National School Lunch Program (28 F.R. 1247), as amended (28 F.R. 11531, 29 F.R. 311, 29 F.R. 14619, 30 F.R. 15402, 31 F.R. 14921, 32 F.R. 33, 32 F.R. 12083, 33 F.R. 15631, 33 F.R. 18006), are hereby amended as follows:

In § 210.8, paragraph (c), subparagraph (3), is revised to read as follows:

§ 210.8 Requirements for participation.

* * * * *

(c) * * *

(3) Except as provided in this subparagraph, no school which operates the food or milk service in any attendance unit under a contractual arrangement with a concessionaire or food service management company or under a similar arrangement shall be eligible for participation in the program with respect to such attendance unit, even though the school or such attendance unit obtains no profit from the operation of such food or milk service. The State agency, or CFPDO where applicable, may authorize a school to operate under the program, through fiscal year 1970, under a contract with a food service management company, on a pilot, experimental basis: *Provided*, That (i) such operation will extend food service to needy children not previously benefiting from the program, (ii) the contract with the food service management company is one which is substantially in conformity with the applicable prototype contract published in the FEDERAL REGISTER and (iii) the contract is approved by the State agency, or CFPDO where applicable, and the Department in advance of the beginning of the food service.

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Effective date. This amendment shall be effective upon publication in the FEDERAL REGISTER.

Approved: January 15, 1969.

[SEAL] TED J. DAVIS,
Assistant Secretary.

[F.R. Doc. 69-705; Filed, Jan. 17, 1969; 8:47 a.m.]

[Amdt. 1]

PART 215—SPECIAL MILK PROGRAM FOR CHILDREN

Requirements for Participation

Regulations for the operation of the Special Milk Program for Children (32 F.R. 12587) are hereby amended as follows:

In § 215.7, paragraph (c), subparagraph (4), is added as follows:

§ 215.7 Requirements for participation.

* * * * *

(c) * * *

(4) That is authorized by the State agency, or CFPDO where applicable, to operate the food or milk service in any attendance unit, during any period through fiscal year 1970, under a contract with a food service management company, when such operation will extend food service to needy children not previously benefiting from the program. The contract with the food service management company must be one which is substantially in conformity with the applicable prototype contract published in the FEDERAL REGISTER and must be approved by the State agency, or CFPDO where applicable, and the Department in advance of the beginning of the food service.

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Effective date. This amendment shall be effective upon publication in the FEDERAL REGISTER.

Approved: January 15, 1969.

[SEAL] TED J. DAVIS,
Assistant Secretary.

[F.R. Doc. 69-707; Filed, Jan. 17, 1969; 8:48 a.m.]

[Amdt. 4]

PART 220—SCHOOL BREAKFAST AND NONFOOD ASSISTANCE PROGRAMS AND STATE ADMINISTRATIVE EXPENSES

Requirements for School Participation

The regulations for the operation of the School Breakfast and Nonfood Assistance Programs and State Administrative Expenses (32 F.R. 33) as amended (32 F.R. 13215, 33 F.R. 14513, 33 F.R. 15631) are amended as follows:

In § 220.7, paragraph (d) is revised to read as follows:

§ 220.7 Requirements for school participation.

* * * * *

(d) Except as provided in this paragraph, no school which operates the food or milk service in any attendance unit under a contractual arrangement with a concessionaire or food service management company or under a similar arrangement shall be eligible for participation in the School Breakfast Program with respect to such attendance unit, even though the school or such attendance unit obtains no profit from the operation of such food or milk service. The State agency, or CFPDO where applicable, may authorize a school to operate under the School Breakfast Program, through fiscal year 1970, on a pilot, experimental basis, under a contract with a food service management company; *Provided*, That (1) such operation will extend food service to needy children not previously benefiting from the School Breakfast Program, (2) the contract with the food service management company is one which is substantially in conformity with the applicable prototype contract published in the FEDERAL REGISTER, and (3) the contract is approved by the State agency, or CFPDO where applicable, and the Department in advance of the beginning of the food service.

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Effective date. This amendment shall be effective upon publication in the FEDERAL REGISTER.

Approved: January 15, 1969.

[SEAL] TED J. DAVIS,
Assistant Secretary.

[F.R. Doc. 69-706; Filed, Jan. 17, 1969; 8:47 a.m.]

SUBCHAPTER B—GENERAL REGULATIONS AND POLICIES—COMMODITY DISTRIBUTION

[Amdt. 4]

PART 250—DONATION OF FOOD COMMODITIES FOR USE IN UNITED STATES FOR SCHOOL LUNCH PROGRAMS, TRAINING STUDENTS IN HOME ECONOMICS, SUMMER CAMPS FOR CHILDREN, AND RELIEF PURPOSES, AND IN STATE CORRECTIONAL INSTITUTIONS FOR MINORS

Supplemental Food Program

The regulations for the operation of the Commodity Distribution Program, as amended (31 F.R. 14297, 32 F.R. 20837, 33 F.R. 402, 33 F.R. 6973), are hereby amended by adding the following new section:

§ 250.14 Supplemental food program.

(a) *Definitions.* For the purposes of this section:

(1) "CFPDO" means the Consumer Food Program District Office, C&MS.

(2) "Health facility" means any public or nonprofit private center or agency which provides free or substantially free, health services to low-income persons.

(3) "Supplemental food" means commodities specifically made available by the Department for persons in low-income groups vulnerable to malnutrition.

(4) "Low-income groups, vulnerable to malnutrition" means (i) infants and preschool children and (ii) women during and 12 months after pregnancy.

(b) *Eligibility for supplemental food.* Persons in low-income groups vulnerable to malnutrition who have, after consideration of age and income (location and income of parents, in the case of a minor), been found eligible for benefits under existing Federal, State or local food, health or welfare programs for low-income persons, shall be eligible to receive supplemental food donated under section 416, section 32 or other applicable authority through authorizations issued by professional or supervisory personnel of a health facility, or by other personnel the health facility may designate, or by physicians serving money-payment recipients under public welfare programs, in accordance with the provisions of this section. The food benefits provided in this section are available to any area without regard to whether there is a Food Stamp Program in such area and may be made to eligible persons whether or not they are participating in the Food Stamp Program or are otherwise receiving commodities under this part, provided that distribution is made in the immediate vicinity of their place of permanent residence in areas in which the Food Stamp Program is in effect.

(c) *Authorization for supplemental food.* Health facilities approved under this section or physicians serving money-payment recipients under Public Welfare Programs, may issue to eligible persons in low-income groups, vulnerable to malnutrition, who are determined by a physician or other staff member of such health facility, or his designee, or by such physicians serving money-payment recipients, to be in need of the nutrients in the supplemental food, authorizations for the supplemental food for home consumption in specified amounts and varieties judged necessary for their health. The supplemental foods shall be distributed to such persons by health facilities, by recipient agencies, or by the Department.

(d) *Application by health facilities.* Health facilities desiring to participate in the Supplemental Food Program under this section shall negotiate a plan of operation with distributing agencies. If the distributing agency is other than an agency of the Department, the plan of operation shall be approved by the Department. State distributing agencies may design and submit, for approval by the Department, a plan of operation in behalf of several or all health facilities in a geographic area or State. As a minimum, each plan of operation shall contain the following:

(1) The name and location of the health facility(ies) and the title of the official(s) in charge.

(2) Such information regarding the nature of services provided, the criteria of eligibility for such services, the professional and supervisory personnel, and the source of financial support of the health facility as will assist the distributing agency to determine eligibility to participate in the Supplemental Food Program.

(3) The estimated number of persons from low-income groups, vulnerable to malnutrition, who would be eligible for the program based on the following categories: (i) Infants through 3 months, (ii) infants 4 months through 12 months, (iii) preschool children 1 year through 5 years, and (iv) women during and for 12 months after pregnancy.

(4) The method of identifying persons eligible for authorizations, the methods of controlling the issuance of authorizations, and the manner in which distribution will be made to include (i) the identities of the agencies and units that will store and distribute foods on presentation of authorizations, (ii) the records to be maintained, (iii) reports to be made, and (iv) the method of financing distribution. Reports will, as a minimum, show the number of persons in each category that are benefited, and the variety and quantities of foods distributed to each.

(5) The identity of the public health agency and personnel in the unit who will issue authorizations for food with an assurance that no authorizations for supplemental food will be issued except by a physician, or other staff members of the health facility, or his designee, and that issuances will be made only to persons in low-income groups, vulnerable to malnutrition, who are determined to be in need of the nutrients contained in the supplemental food.

(6) Provision for periodic review to ascertain the continuing eligibility of persons to whom authorizations are issued.

(7) Provision for identifying any person who has been designated to receive supplemental food.

(8) Assurances that the supplemental food program will not be used as a means for furthering the political interest of any individual or party, and that there will be no discrimination in the issuance of authorizations for supplemental food because of race, creed, color, or national origin.

(9) Assurances that persons in low-income groups will not be required to make any payments in money, materials or services for the supplemental foods, and that they will not be solicited in connection with the Supplemental Food Program for voluntary cash contributions for any purpose.

(10) The name of the supervising agency and the manner by which it will supervise and coordinate the Supplemental Food Program (if it is multi-agency in nature). To the extent possible, operations shall cover an entire political subdivision.

(e) *Agreements with health facilities.* (1) Distributing agencies, or CFPDO where an agency of the Department is the distributing agency, shall enter into agreements with health facilities which are approved to participate in the Supplemental Food Program. Such agreements shall be in writing and shall contain such terms and conditions as the distributing agency or CFPDO deems necessary to assure that (i) issuance of prescriptions for supplemental food is in accordance with this section; (ii) health facilities are responsible to the distributing agency or CFPDO for any distribution resulting from improper or negligent issuance by them of prescriptions for supplemental food.

(2) In situations in which health facilities will themselves distribute the supplemental food, the agreements with the health facilities shall also contain the provisions which are required with respect to recipient agencies under § 250.6 (b).

(3) Each agreement with a health facility shall provide that the health facility shall maintain accurate and complete records with respect to its activities under the Supplemental Food Program, and shall retain such records for a period of 3 years from the close of the Federal fiscal year to which they pertain.

NOTE: The reporting and/or recordkeeping requirements contained herein have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Dated: January 15, 1969.

TED J. DAVIS,
Assistant Secretary.

[F.R. Doc. 69-745; Filed, Jan. 17, 1969; 8:51 a.m.]

Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

[Amdt. 6]

PART 722—COTTON

Subpart—Acreage Allotments for 1966 and Succeeding Crops of Extra Long Staple Cotton

DESIGNATED COUNTY IN TEXAS

This amendment is issued under the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1281 et seq.) for the purpose of adding a county in Texas to the list of counties designated under section 347(a) of the Act as being suitable for the production of ELS cotton.

Since farmers are now filing applications for transfers of allotments to take effect in 1969, it is necessary that the farmers and local committees be informed as soon as possible of the additional counties to which transfers may be made. Accordingly, it is hereby found that compliance with the notice, public procedure, and 30-day effective date requirements of 5 U.S.C. 553 is impracticable and contrary to the public interest.