

May 6, 2025

Regarding: School Meals Programs' Buy American Provision (FNS SP 23-2024)

Dear Valued Customer:

On April 25, 2024, FNS published the final rule, <u>Child Nutrition Programs: Meal Patterns Consistent With the 2020-2025 Dietary Guidelines for Americans</u> (89 FR 31962). Among other provisions, this rule finalizes regulations that strengthen the School Meal Programs' Buy American provision.

The Buy American provision requires School Food Authorities to purchase, to the maximum extent practicable, domestic commodities or products. Domestic products are food products processed in the United States using agricultural commodities that are over 51 percent domestically grown. The Buy American threshold requirement is an important provision that helps implement the mission of the school meal programs specified at Section 2 [42 USC 1751] of the Richard B. Russell National School Lunch Act to "...encourage the domestic consumption of nutritious agricultural commodities and other foods..." for school children.

The Buy American provision applies to school food authorities located in the 48 contiguous United States.¹ Program regulations that govern this provision apply to school food authorities that operate the National School Breakfast and/or Lunch Programs and are found at 7 CFR 220.16(d) and 7 CFR 210.21(d), respectively. SFAs must comply with the Buy American provisions in the School Breakfast Program (SBP) and National School Lunch Program (NSLP) when purchasing commercial food products served in school meals, including that no more than ten percent of total commercial food costs in School Year 2025-2026 are spent on non-domestic food purchases.²

Thank you for your interest in using our products as part of your SBP and NSLP. The table herein outlines WK Kellogg Co's K-12 foods that comply with the Buy American Provision and may not be comprehensive to include all products within our portfolio that meet the Buy American provision.

I certify that the above information is true and correct, on information and belief, and that each WK Kellogg Co product listed in the table that follows fulfills the requirements of the Buy American provision.

Respectfully,

Maríaelena Cona Mariaelena Cona Sr. Director, Customer Supply Chain

¹ Although Alaska, Hawaii, and the U.S. territories are exempt from the Buy American provision, SFAs in Hawaii are required to purchase food products produced in Hawaii in sufficient quantities. Likewise, SFAs in Puerto Rico are required to purchase food products produced in Puerto Rico in sufficient quantities.

² See 7 CFR Part 210.21 et. seq.

Item	Description
18627-11618	Kashi® Strawberry Banana Smoothie Loops (1 oz. Equiv. of Grain) Pouch
18627-11708	Kashi® Maple Waffle Bites (1 oz. Equiv. of Grain) Pouch – Available for the 2026/27 School Year
38000-00896	Kellogg's Raisin Bran® (1.25 oz. Equiv. of Grain) Bowl
38000-04991	Kellogg's® Frosted Mini-Wheats® Bite Size Cereal (2 oz. Equiv. of Grain) Bulk
38000-04996	Kellogg's® Frosted Mini-Wheats® Bite Size (1 oz. Equiv. of Grain) Bowl
38000-11458	Kellogg's® Low Fat Granola Crunchy Clusters (2 oz. Equiv. of Grain) Pouch
38000-11467	Kellogg's® Froot Loops® Made with 13g Whole Grain (1 oz. Equiv. of Grain) Pouch
38000-11469	Kellogg's® Apple Jacks® Made with 13g Whole Grain (1 oz. Equiv. of Grain) Pouch
38000-21992	Kellogg's® Frosted Mini-Wheats® Bite Size (1.25 oz. Equiv. of Grain) Individual Box
38000-27095	Kellogg's® Frosted Mini Wheats® Bite Size (2 oz. Equiv. of Grain) Cup
38000-49834	Kellogg's® Low Fat Granola Crunchy Clusters (1.75 oz. Equiv. of Grain) Bulk
38000-78787	Kellogg's® Apple Jacks® Made with 13g Whole Grain (1 oz. Equiv. of Grain) Bowl
38000-78788	Kellogg's® Froot Loops® Made with 13g Whole Grain (1 oz. Equiv. of Grain) Bowl
41192-10717	Kellogg's® Frosted Mini-Wheats® Cocoa Bite Size (2 oz. Equiv. of Grain) Cup