



Reply to SF-112
Attn. of:

FEB 23 1995

Subject: WIC Policy Memorandum: #95-8
Applicability of the Departmental Nonprocurement Suspension
and Debarment Regulations to WIC Program Vendors

To:

Regional Directors
Supplemental Food Programs
All Regions

Recently we were asked to clarify whether WIC vendors were excluded from the certification requirements set forth in Departmental regulations 7 CFR Part 3017, Nonprocurement Suspension and Debarment. This rule requires persons who are applying to participate in covered transactions at both the primary and lower-tier level to certify that neither they nor their principals are presently debarred, suspended, or proposed for debarment by any Federal department or agency under the government-wide nonprocurement, debarment and suspension regulations. Covered transactions include numerous types of nonprocurement transactions in the Department's domestic assistance programs including grants, cooperative agreements, scholarships, fellowships, loans, loan guarantees, subsidies, insurance payments, payments for specified use and donation agreements.

We have concluded that neither the authorization of vendors to accept WIC food instruments, nor the exchange of a WIC food instrument between a certified WIC participant and an approved WIC vendor represents a "covered transaction." Therefore, WIC vendors are not subject to the certification requirements stated at 7 CFR Part 3017.


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The contents of this guidance document do not have the force and effect of law and are not meant to bind the public in any way. This document is intended only to provide clarity to the public regarding existing requirements under the law or agency policies.