

4.01 West Virginia WIC-Approved Food List

POLICY:

The State and Local Agencies must comply with the prescribed requirements for providing supplemental foods to participants. The West Virginia (WV) WIC-Approved Food List will be distributed to Local Agencies and vendors prior to implementation.

PROCEDURE:

A. State Agency Responsibilities

1. The State Agency, via a Food Product Review Committee, will develop and maintain one standard statewide food list which will be reviewed no more than every two (2) years.
2. The Food Product Review Committee will establish a State Criteria in addition to the minimum Federal Requirements called the “Criteria for the West Virginia WIC Program Approved Food List.” The Criteria is based on the following:
 - a. Current Federal Regulations
 - b. Current Rebate Contract(s)
 - c. Changes in the type and nutrient level of foods authorized by the Program
 - d. Applications submitted by manufacturers requesting approval of new or existing products
 - e. Product recalls or product discontinuation
3. The Food Product Review Committee will update the WV WIC-Approved Food List using the “Criteria for the West Virginia WIC Program Approved Food List.”
4. The State Agency may opt to not allow specific food items from the WV WIC-Approved Food List which meet Federal Regulations but do not meet the established State Criteria, as outlined in the “Criteria for the West Virginia Program Approved Food List” with the exception of eligible fruits and vegetables.
 - a. The State Agency may not selectively choose which eligible fruits and vegetables are available to participants.
5. The State Agency will send all WIC approved vendors a copy of the revised WV WIC-Approved Food List with a memorandum explaining revisions prior to implementation. *Note:* Upon authorization, WIC-approved vendors receive training on all vendor-related aspects of the WIC Program, including the WV WIC-Approved Food List (see **Policy 8.10 Vendor Training**).

B. Local Agency

1. The Local Agency shall provide all participants, parent/guardian(s) and/or caretakers the revised WV WIC-Approved Food List prior to implementation. The WV WIC-Approved Food List is available as a hard copy booklet and

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electronically, on the WV WIC website (<https://dhhr.wv.gov/wic/Pages/default.aspx>) and on the WIC Shopper App.

2. The Local Agency must review the WV WIC- Approved Food List revisions with each participant, parent/guardian and/or caretaker.

C. Use of the WV WIC-Approved Food List

1. The Local Agency must provide instruction for the WV WIC-Approved Food List and the use of the eWIC benefit card to all new participants, parents/guardians and/or caretakers.
2. The WV WIC-Approved Food List is available as a hard copy booklet and electronically, on the WV WIC website (<https://dhhr.wv.gov/wic/Pages/default.aspx>) and on the WIC Shopper App.
3. The Local Agency must advise participants, parents/guardians and/or caretakers that supplemental foods issued are only for the participant's personal use.

REFERENCES:

1. WIC Regulations 7 CFR 246.10, Supplemental Foods
2. Criteria for the WV WIC Program Food List, Revised March 13, 2020
3. USDA Nutrition Services Standards, Standard 12, WIC Food Selection and Authorization
4. USDA WIC Food Package Policy and Guidance, March 2018, Chapter - Food Vendor
5. USDA WIC Food Package Policy and Guidance, March 2018, Chapter - State Approved Food Lists and Participant Food Cards/Pamphlets