Maternal and Child Health

State Register Document 4671, Proposed Amendment of R.61-94, WIC Vendors

Synopsis:

These amendments of R.61-94, WIC Vendors, will incorporate provisions included in the Child Nutrition and WIC Reauthorization Act of 2004 (P.L.108-265) and the final rule published by the U.S. Department of Agriculture (USDA) in 2014 that revised the WIC food packages. The final rule also contained WIC vendor provisions and amendments to ensure adequate and appropriate monitoring of the Program's food delivery system. Stylistic changes to the regulation are also included

Legislative review will be required.

Status:

The Department initiated the statutory process to amend R.61-94 by publication of a Notice of Drafting in the S.C State Register on July 22, 2016; the drafting comment period closed August 22, 2016. On September 8, 2016 the DHEC Board approved staff's request to publicly notice the proposed revised regulation. A Notice of Proposed Regulation with notice of opportunity for public comment was published as Document 4671 in the State Register on September 23, 2016. After public hearing on November 10, 2016, the DHEC Board found for the need and reasonableness of the proposed revised regulation and approved it for submission to the General Assembly for review. Document 4671 was filed with the State Register Office, was processed, verified, and submitted January 10, 2017 to the General Assembly for review and referred to the House and Senate reviewing committees. Pursuant to the request of the Senate Medical Affairs Committee by letter dated, February 15, 2017, the Department simultaneously withdrew and resubmitted a revised regulation on February 15, 2017. On February 21, 2017, the Senate Medical Affairs Committee introduced Joint Resolution S0453 to approve the revised regulation. The bill passed the Senate, was introduced and read first time in the House March 1, 2017 and referred to the House Committee on Regulations and Administrative Procedures. The legislative review period closes May 10, 2017. The revised regulation along with its legislative status can be viewed on the S.C. Legislature Online website at http://www.scstatehouse.gov/regs/4671.docx. For additional information, contact Berry Kelly, Director, Division of WIC Services, South Carolina Department of Health and Environmental Control, 2600 Bull Street, Columbia, SC 29201; by facsimile at (803) 898-0743; or by e-mail at kellybb@dhec.sc.gov.