

LEGAL: CHANGES TO 7 CFR PARTS 210 AND 220 HAVE REDEFINED "COMPETITIVE FOOD", "SCHOOL DAY", AND "SCHOOL CAMPUS". THESE POLICY REVISIONS REFLECT THOSE CHANGES MADE TO THE INTERIM FINAL RULE AND WHICH GO INTO EFFECT JULY 1, 2014.

FINANCIAL IMPLICATIONS: POSSIBLE LOSS OF REVENUE FROM SALE OF COMPETITIVE FOODS

REVISED 6/4/14

SUPPORT SERVICES

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## Competitive Foods

### MINIMAL NUTRITIONAL VALUE

The sale of competitive foods and beverages to students during the school day shall be in compliance with current federal and state regulations.

### DEFINITIONS

"Competitive Food" shall mean ~~any all food or and beverages item sold in competition with~~ students on the school campus during the school day, other than those meals reimbursable under the programs authorized by the National School Breakfast/Lunch program with the exception of foods or beverages sold a la carte in the cafeteria. ~~Act and the Child Nutrition Act.~~

"School-day" means the period of time ~~between the arrival of the first student at the school building and the end of the last instructional period from midnight before to thirty (30) minutes after the end of the official school day.~~

"School Campus" shall mean all areas of the property under the jurisdiction of the school that are accessible to students during the school day.

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"School day approved beverage" means ~~water, one hundred percent (100%) fruit juice, low fat milk, and any beverage that contains no more than ten (10) grams of sugar per serving.~~

### NUTRITIONAL STANDARDS

No school may sell competitive foods or beverages, whether from vending machines, school stores or canteens, classrooms, teacher or parent groups, from ~~the time of arrival of the first student at the school building~~ midnight before until thirty (30) minutes after the last school lunch period of the school day. From thirty (30) minutes after the last lunch period closes until thirty (30) minutes after the school day, food and beverages sold must conform with nutritional standards specified in state and federal regulations. ~~the end of the last instructional period. At the elementary school level during the school day, only school day approved beverages shall be available in vending machines, school stores, or canteens or as fundraisers that involve sale of beverages by students, teachers, or groups.~~

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~~Beginning with the 2006-2007 school year, each school shall limit access to no more than one (1) day each week to retail fast foods in the cafeteria, whether sold by contract, commercial vendor, or otherwise.~~

~~Foods and beverages sold during the school day outside of the National School Breakfast/Lunch program shall, at minimum, comply with local standards and minimum nutritional standards specified by Kentucky Administrative Regulation, unless the District requests, and is granted, an annual waiver from the Kentucky Board of Education (KBE).~~

Fund-raising activities held off of ~~the school property~~ campus or not during the school day are not subject to regulatory requirements of 702 KAR 6:090 or federal competitive food limitations.

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(CONTINUED)

### **Competitive Foods**

#### **FOOD/BEVERAGES AS REWARDS**

When possible, rewards given to students shall be other than food/beverages items. When food/beverage items are used as rewards, such items shall comply with nutritional guidelines set out in Kentucky Administrative Regulation.

#### **REFERENCES:**

7 C.F.R. 210.11b; 7 C.F.R. 220.12  
KRS 156.160; KRS 158.850; KRS 158.854; 702 KAR 6:090  
U. S. Dept. of Agriculture's *Dietary Guidelines for Americans*

#### **RELATED POLICY:**

07.12