

COMPETITIVE FOOD SALES

Code **EFE** Issued **12/19**

Purpose: To establish the basic structure for the sale of non-cafeteria/competitive foods at schools.

Good nutrition is essential to peak academic performance for students and to long-term health. The district supports nutrition programs and nutrition education as an integral part of a high-quality education.

To ensure that foods served at schools address modern nutritional needs and to protect the health of students, the principal in consultation with and approval of the district food service supervisor will exercise control over the sale of non-cafeteria/competitive foods. For purposes of this policy, “competitive food” means any food that is sold in competition with the school lunch or breakfast program.

The district will permit vending machines and the sale of competitive foods in accordance with this policy. Primary and elementary schools will not offer or sell non-cafeteria/competitive foods to students on campus during the breakfast or lunch periods. Middle schools, high schools, and career centers may operate vending machines that are accessible to students as long as the vending machines are not located in school cafeterias where breakfast and lunch are served.

The principal is responsible for ensuring that foods from vending machines and/or other non-cafeteria/competitive foods are sold in compliance with federal guidelines and district policy ADF, *District Wellness*.

The board authorizes the superintendent, or designee, to close a canteen or discontinue the sale of competitive foods if not properly operated.

Adopted 12/10/19

Legal References:

- A. United States Code of Laws, as amended:
 - 1. Healthy, Hunger-Free Kids Act of 2010, Pub. L. No. 111-296, 124 Stat. 3183.
- B. S.C. Code of Laws, 1976, as amended:
 - 1. Sections 59-10-310, *et seq.* - Nutrition standards.
- C. Code of Federal Regulations, as amended:
 - 1. National School Lunch Program, 7 C.F.R. Section 210.10.
 - 2. School Breakfast Program, 7 C.F.R. Section 220.8
- D. S.C. State Board of Education Regulations:
 - 1. R43-168 - Nutrition standards for elementary (K-5) school food service meals and competitive foods.
- E. Other References:
 - 1. USDA Smart Snack in School Regulation.
 - 2. 2015 SC “Smart Snacks” and Exempt Fundraisers Memorandum.