

# BOARD POLICY

LATON UNIFIED SCHOOL DISTRICT

BP 5030 (a)  
STUDENTS

## STUDENT WELLNESS

The Governing Board recognizes the link between student health and learning and desires to provide a comprehensive program promoting healthy eating and physical activity for district students. The Superintendent or designee shall coordinate and align district efforts to support student wellness through health education, physical education and activity, health services, nutrition services, psychological and counseling services, an safe and healthy school environment. In addition, the Superintendent or designee shall develop strategies for promoting staff wellness and for involving parent/guardians and the community in reinforcing students' understanding and appreciation of the importance of a healthy lifestyle.

### School Wellness Council

The Superintendent or designee shall encourage parents/guardians, students, food service employees, physical education teachers, school health professionals, Board members, school administrators, and members of the public to participate in the development, implementation, and periodic review and update of the district's student wellness policy. (42 USC 1758b; 7CFR 210.31)

To fulfill this requirement, the Superintendent or designee may appoint a school wellness council or other district committee and a wellness council coordinator. The council may include representative of the groups listed above, as well as health educators, curriculum directors, counselors, before-and-after-school program staff, health practitioners, and/or others interested in school health issues.

The Superintendent or designee may make available to the public and school community a list of the names, position titles, and contact information of the wellness council members.

The wellness council shall advise the district on health-related issues, activities, policies, and programs. At the discretion of the Superintendent or designee, the duties of the council may also include planning, implementation, and evaluation of activities to promote health within the school or community.

### Goals for Nutrition, Physical Activity, and Other Wellness Activities

The Board shall adopt goals for nutrition promotion and education, physical activity, and other school-based activities that promote student. In developing such goals, the Board shall review and consider evidence-based strategies and techniques. (42 USC 1758b; 7 CFR 210.31)

The district's nutrition education and physical education programs shall be based on research, shall be consistent with the expectations established in the state's curriculum frameworks and content standards, and shall be designed to build the skills and knowledge that all students need to maintain a healthy lifestyle.

The nutrition education program shall include, but is not limited to information about the benefits of healthy eating for learning, disease prevention, weight management, and oral health. Nutrition education shall be provided as part of the health education program and, as appropriate, shall be

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BP 5030 (b)

## STUDENT WELLNESS (Continued)

integrated into other academic subjects in the regular educational programs, before-and-after-school programs, summer learning programs, programs encouraging students to walk or bicycle to school to and from school, in-class physical activity breaks, and other structured and unstructured activities.

The Board may enter into a joint use agreement or memorandum of understanding to make district facilities or grounds available for recreational or sports activities outside the school day and/or to use community facilities to expand students' access to opportunity for physical activity.

Professional development may be regularly offered to the nutrition program director, managers, and staff, as well as health education teachers, physical education teachers, coaches, activity supervisors, and other staff as appropriate to enhance their knowledge and skills related to student health and wellness.

In order to ensure that students have access to comprehensive health services, the district may provide access to health services at or near district schools and/or may provide referrals to community resources.

The Board recognizes that a safe, positive school environment is also conducive to students' physical and mental health and thus prohibits bullying and harassment of all students, including bullying on the basis of weight or health condition.

The Superintendent or designee shall encourage staff to serve as positive role models for healthy eating and physical fitness. He/she shall promote work-site wellness programs and may provide opportunities for regular physical activity among employees.

### Nutrition Guidelines for All Foods Available at School

For all foods and beverages available on each campus during the school day, the district shall adopt nutritional guidelines which are consistent with 42 USC 1758, 1776, 1773 and 1779 and federal regulations which support the objectives of promoting student health and reducing childhood obesity. (42 USC 1758b)

In order to maximize the district's ability to provide nutritious meals and snacks, all district schools shall participate in available federal school nutrition programs, including the National School Lunch and School Breakfast Programs and after-school snack programs, to the extent possible. When approved by the California Department of Education, the district may sponsor a summer meal program.

The Superintendent or designee shall provide access to free, potable water in the food service area during meal times in accordance with Education Code 38086 and 42 USC 1758, and shall encourage students' consumption of water by educating them about the health benefits of water and by serving water in an appealing manner.

The Board believes that all foods and beverages sold to students at district schools, including those available outside the district's reimbursable food services program, should support the health curriculum and promote optimal health. Nutrition standards adopted by the district for foods and beverages provided through student stores, vending machines, or other venues shall meet or exceed state and federal nutrition standards.

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## STUDENT WELLNESS (Continued)

The Superintendent or designee shall encourage school organizations to use healthy food items or non-food items for fundraising purposes.

He/she also shall encourage school staff to avoid the use of non-nutritious foods as a reward for students' academic performance, accomplishments, or classroom behavior.

School staff shall encourage parents/guardians or other volunteers to support the district's nutrition education program by considering nutritional quality when selecting any snacks which they may donate for occasional class parties. Class parties or celebrations shall be held after the lunch period when possible.

To reinforce the district's nutrition education program, the Board prohibits the marketing and advertising of foods and beverages that do not meet nutrition standards for the sale of foods and beverages on campus during the school day. (Education Code 49431.9; 7 CFR 210.31)

### Program Implementation and Evaluation

The Superintendent designates the individual(s) identified below as the individual(s) responsible for ensuring that each school site complies with the district's wellness policy. (42 USC 1758b; 7 CFR 210.31 )

\_\_\_\_\_  
(Title or Position)

\_\_\_\_\_  
(Phone Number)

\_\_\_\_\_  
(Email Address)

The Superintendent or designee shall assess the implementation and effectiveness of this policy at least once every three years. (42 USC 1758b; 7 CFR 210.31)

The assessment shall include the extent to which district schools are in compliance with this policy, the extent to which this policy compares to model wellness policies available from the U.S. Department of Agriculture, and a description of the progress made in attaining the goals of the wellness policy. (42 USC 1758b)

The Superintendent or designee shall invite feedback on district and school wellness activities from food service personnel, school administrators, the wellness council, parents/guardians, students, teachers, before- and after-school program staff, and/or other appropriate persons.

The Board and the Superintendent or designee shall establish indicators that will be used to measure the implementation and effectiveness of the district activities related to student wellness. Such indicators may include, but are not limited to:

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BP 5030 (d)

## STUDENT WELLNESS (Continued)

1. Descriptions of the district's nutrition education, physical education, and health education curricula and the extent to which they align with state academic content standards and legal requirements
2. An analysis of the nutritional content of school meals and snacks served in all district programs, based on a sample of menus and production records
3. Student participation rates in all school meal and/or snack programs, including the number of students enrolled in the free and reduced-price meals programs compared to the number of students eligible for that program
4. Extent to which foods and beverages sold on campus outside the food service program, such as through vending machines, student stores, or fundraisers, comply with nutrition standards
5. Extent to which other foods and beverages that are available on campus during the school day, such as foods and beverages for classroom parties, school celebrations, and rewards/incentives, comply with nutrition standards
6. Results of the state's physical fitness test at applicable grade levels
7. Number of minutes of physical education offered at each grade span, and the estimated percentage of class time spent in moderate to vigorous physical activity
8. A description of district efforts to provide additional opportunities for physical activity outside of the physical education program
9. A description of other districtwide or school-based wellness activities offered, including the number of sites and/or students participating, as appropriate

As feasible, the assessment report may include a comparison of results across multiple years, a comparison of district data with county, statewide, or national data, and/or a comparison of wellness data with other student outcomes such as academic indicators or student discipline rates.

In addition, the Superintendent or designee shall prepare and maintain the proper documentation and records needed for the administrative review of the district's wellness policy conducted by the California Department of Education (CDE) every three years.

The assessment results of both the district and state evaluations shall be submitted to the Board for the purposes of evaluating policy and practice, recognizing accomplishments, and making policy adjustments as needed to focus district resources and efforts on actions that are most likely to make a positive impact on student health and achievement.

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## STUDENT WELLNESS (Continued)

### Notifications

The Superintendent or designee shall inform the public about the content and implementation of the district's wellness policy and shall make the policy, and any updates to the policy, available the public on an annual basis. He/she shall also inform the public of the district's progress towards meeting the goals of the wellness policy, including the availability of the triennial district assessment. (Education Code 49432; 42 USC 1758b; 7 CFR 210.31)

The Superintendent or designee shall distribute this information through the most effective methods of communication, including district or school newsletters, handouts, parent/guardian meetings, district and school web sites, and other communications. Outreach to parents/guardians shall emphasize the relationship between student health and wellness and academic performance.

Each school may post a summary of nutrition and physical activity laws and regulations prepared by the CDE.

### Records

The Superintendent or designee shall retain records that document compliance with 7 CFR 210.31, including, but not limited to, the written student wellness policy, documentation of the triennial assessment of the wellness policy for each school site, and documentation demonstrating compliance with the community involvement requirements, including requirements to make the policy and assessment results available to the public. (7 CFR 210.31)

Adopted: May 10, 2006

Amended: February 13, 2008

Amended: March 12, 2014

Amended: December 1, 2016

Amended: April 14, 2021

# BOARD POLICY

BP 5030 (f)

## STUDENT WELLNESS (Continued)

### **Elementary School Food Restrictions**

*References: Education Code sections 49430, 49431, 49431.7, California Code of Regulations sections 15575, 15577, 15578*

An **elementary school** contains no grade higher than grade 6.

**Effective** during school hours to one-half hour after school.

**Applies to ALL** foods sold to students by any entity.

#### ***Compliant foods are:***

1. A full meal that meets the United States Department of Agriculture's meal pattern requirements
2. An exempt item which includes individually sold portions of nuts, nut butters, seeds, eggs, cheese packaged for individual sale, fruit, non-fried vegetables, and legumes.
3. A dairy or whole grain food that contains:  
≤ 35% calories from fat, **and**  
≤ 10% calories from saturated fat, **and**  
≤ 35% sugar by weight, **and**  
≤ calories per item/container

Dried blueberries, cranberries, cherries, and tropical fruit that contain added sugar are exempt from nutrition standards. All other exempt foods in #2 above are not exempt if they contain added fat or sugar.

***A whole grain bread or grain product prepared by schools:*** The weight of the whole grain must be at least 51% of the total grain weight of the product.

Whole grain examples: California Code of Regulations Section 15575

Effective 07/01/09: **Artificial trans-fat foods** cannot be served or sold on school campus.

### **Elementary School Beverage Restrictions**

*References: Education Code sections 49431.5, California Code of Regulations Section 15576*

An **elementary school** contains no grade higher than grade 6.

**Effective** during school hours to one-half hour after school.

**Applies to ALL** beverages sold to students by any entity.

#### ***Compliant beverages are:***

1. Fruit/vegetable juice:  
≥ 50% juice **and**  
No added sweeteners
2. Milk:  
Cow's or goat's milk, **and**  
2%, 1%, nonfat, **and**  
Contains Vitamins A & D, **and**  
≥ 25% of the calcium Daily Value, **and**  
≥ 28 grams of total sugar per 8 fl. oz.
3. Non-dairy milk:  
Contains Vitamins A & D, **and**  
≥ 25% of the calcium Daily Value, **and**  
≥ 28 grams of total sugar per 8 fl. oz., **and**  
≥ 5 grams fat per 8 fl. oz.
4. Water:  
No added sweeteners

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## STUDENT WELLNESS (Continued)

### **Middle/High School Food Restrictions**

*References: Education Code sections 49430, 49431.2, 49431.7,  
California Code of Regulations sections 15575, 15577, 15578*

A **middle/junior high school** contains grades 7 or 8, 7 to 9, 7 to 10.

A **high school** contains any of grades 10 to 12.

**Effective** during school hours to one-half hour after school.

**Applies to ALL** foods sold to students by any entity.

#### **Compliant foods are:**

1. **"Snack"** food items must be:  
≤ 35% calories from fat, **and**  
≤ 10% Calories from saturated fat, **and**  
≤ 35% sugar by weight, **and**  
≤ 250 calories per item/container
2. **"Entrée"** food items must be:  
≤ 400 calories, **and**  
≤ 4 grams fat per 100 calories, **and**  
Must either consist of:

- Two or more groups (meat/meat alternate, fruit/vegetable, grain/bread), **or**
- A meat/meat alternate alone

#### **Exemptions:**

- Nuts, nut butters, seeds, eggs, cheese packaged for individual sale, fruit, non-fried vegetables, and legumes are exempt from the fat restriction.
- Eggs and cheese packaged for individual sale are exempt from the saturated fat restriction.
- Fruit and non-fried vegetables are exempt from the sugar restriction.
- Dried blueberries, cranberries, cherries, and tropical fruit that contain added sugar are exempt from the sugar restriction
- Mixed foods containing **ONLY** exempt items are exempt from all restrictions.
- Mixed foods containing at least one non-exempt food or ingredient must meet the nutrition restrictions set for either snacks or entrees.

Effective 07/01/09: **Artificial trans-fat** foods cannot be served or sold on school campus.

### **Middle/High School Beverage Restrictions**

*References: Education Code sections 49431.5,  
California Code of Regulations Section 15576*

A **middle/junior high school** contains no grade higher than grades 7 or 8, 7 to 9, 7 to 10.

A **high school** contains any of grades 10 to 12.

**Effective** during school hours to one-half hour after school.

**Applies to ALL** beverages sold to students by any entity.

#### **Compliant beverages are:**

1. Fruit/vegetable juice:  
≥ 50% juice **and**  
No added sweeteners
2. Milk:  
Cow's or goat's milk, **and**  
2%, 1%, nonfat, **and**  
Contains Vitamins A & D, **and**  
≥ 25% of the calcium Daily Value, **and**  
≥ 28 grams of total sugar per 8 fl. oz.
3. Non-dairy milk:  
Contains Vitamins A & D, **and**  
≥ 25% of the calcium Daily Value, **and**  
≥ 28 grams of total sugar per 8 fl. oz., **and**  
≥ 5 grams fat per 8 fl. oz.
4. Water:  
No added sweeteners
5. Electrolyte replacement beverage:  
Water as first ingredient, **and**  
≤ 2.1 grams added sweetener per 1 fl. oz., **and**  
Between 10 and 150 milligrams of sodium per 8 fl. oz., **and**  
Between 10 and 90 milligrams of potassium per 8 fl. oz., **and**  
No added caffeine

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To file a program discrimination complaint, a Complainant should complete a Form AD-3027, USDA Program Discrimination Complaint Form which can be obtained online at: <https://www.usda.gov/sites/default/files/documents/USDA-OASCR%20P-Complaint-Form-0508-0002-508-11-28-17Fax2Mail.pdf>, from any USDA office, by calling (866) 632-9992, or by writing a letter addressed to USDA. The letter must contain the complainant's name, address, telephone number, and a written description of the alleged discriminatory action in sufficient detail to inform the Assistant Secretary for Civil Rights (ASCR) about the nature and date of an alleged civil rights violation. The completed AD-3027 form or letter must be submitted to USDA by:

1. **mail:**  
U.S. Department of Agriculture  
Office of the Assistant Secretary for Civil Rights  
1400 Independence Avenue, SW  
Washington, D.C. 20250-9410; or
2. **fax:**  
(833) 256-1665 or (202) 690-7442; or
3. **email:**  
[Program.Intake@usda.gov](mailto:Program.Intake@usda.gov)

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