

Salinas City Elementary School District

Business

Regulation #3554

Other Food Sales

Nutritional Standards for Foods and Beverages

Food sales outside the district's food service program shall comply with the nutritional standards specified in Education Code 38085. Beginning July 1, 2007, food sales outside the district's food service program shall comply with the standards described in Education Code 49431 for elementary schools. (Education Code 38085, 49431, 49431.2)

Beverage sales shall be subject to the nutritional standards specified in Education Code 49431.5. (Education Code 49431.5)

The food and beverage standards in Education Code 49431 and 49431.5 pertaining to the sale of foods or beverages that do not comply with those standards may be permitted at an elementary school, as part of a fundraising event, only when the items are sold by students of the school and the sale meets the following conditions: (Education Code 49431, 49431.5)

1. It takes place off and away from school premises; or
2. It takes place on school grounds at least one-half hour after the end of the school day.
3. The sale occurs during a school-sponsored event and takes place at the location of the event at least one-half hour after the end of the school day.
4. Vending machines, student stores, and cafeterias are used later than one-half hour after the end of the school day.

The District and the School sites shall begin to limit the number of fundraisers where food items do not meet the National School Lunch and Breakfast Program standards during the school year 2006-2007 and will follow board policy for on campus food and beverage fundraisers by the school year 2007-2008.

Additional Requirements for Schools Participating in the National School Lunch or Breakfast Program

The sale of foods during meal periods in food service areas shall be allowed only if all income from the sale, including the sale of approved foods or drinks from vending machines, accrues to the benefit of the school, the school food service program, or the student organization(s) sponsoring the sale. (7 CFR 210.11, 220.12)

No foods of minimal nutritional value, as listed in 7 CFR 210, Appendix B, and 7 CFR 220, Appendix B, shall be sold in food service areas during breakfast and lunch periods. (7 CFR 210.11, 220.12)

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The Superintendent or designee shall not permit the sale of foods by student organizations in a school with any grades K-6 that is participating in the National School Breakfast or Lunch Program, except when all of the following conditions are met: (5 CCR 15500)

1. The student organization may sell one food item per sale.
2. The specific nutritious food item is approved by the Superintendent or designee.
3. The sale does not begin until after the end of the regularly scheduled midday food service period.
4. The sale during the regular school day is not of food items prepared on the premises.
5. The food sold is not one sold in the district's food service program at that school during that school day.