

Policy 3554: Other Food Sales

Status: DRAFT

Original Adopted Date: 11/27/2006 | **Last Reviewed Date:** 11/27/2006

The Board of Education believes that sales of foods and beverages at school during the school day should be aligned with the district's goals to promote student wellness. Any food sales conducted outside the district's food service program shall meet nutritional standards specified in law, Board policy, and administrative regulations and shall not impair student participation in the district's food service program.

The Board authorizes the Superintendent or designee to approve the sale of foods and beverages outside the district's food service program, including sales by student or school-connected organizations, sales through vending machines, and/or sales at secondary school student stores for fundraising purposes.

When vending machines are sponsored by the district or a student or adult organization, the Superintendent or designee shall determine how and where vending machines may be placed at school sites, district offices, or other school facilities.

Policy Reference Disclaimer: These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State References

State References	Description
5 CCR 15500	Food sales in elementary schools
5 CCR 15501	Food sales in high schools and junior high schools
5 CCR 15575-15578	Requirements for foods and beverages outside the federal meals program
Ed. Code 35182.5	Contracts for advertising - https://simbli.eboardsolutions.com/SU/b1Cx8OTDYoo5teAWplusUlkoQ==
Ed. Code 48931	Authorization for sale of food by student organization - https://simbli.eboardsolutions.com/SU/M2xNBPhMBA9SbMs3wo3DUw==
Ed. Code 49430-49434	Pupil Nutrition, Health, and Achievement Act of 2001 - https://simbli.eboardsolutions.com/SU/Vbldc2N1RyrO8XDSzoAlsA==
Ed. Code 51520	Prohibited solicitations on school premises - https://simbli.eboardsolutions.com/SU/OHINokWcmplusTbNcUoyiAtzQ==
H&S Code 113700-114437	California Retail Food Code; sanitation and safety requirements - https://simbli.eboardsolutions.com/SU/ysEqndaOMC3wM2O57C4plA==

Federal References

Federal References	Description
42 USC 1751-1769j	School Lunch Program
42 USC 1758b	Local wellness policy
42 USC 1771-1791	Child nutrition
7 CFR 210.1-210.33	National School Lunch Program - https://simbli.eboardsolutions.com/SU/Lv8UWI0wAizNvSHss7IA9Q==
7 CFR 220.1-220.21	National School Breakfast Program

Management Resources References

Management Resources References	Description
CA DOE Management Bulletin	06-110 Restrictions on Food and Beverage Sales Outside of the School Meal Program, August 2006
CSBA Publication	Monitoring for Success: Student Wellness Policy Implementation Monitoring Report and Guide, 2007
CSBA Publication	Nutrition Standards for Schools: Implications for Student Wellness, Policy Brief, rev. October 2007

CSBA Publication	Student Wellness: A Healthy Food and Physical Activity Policy Resource Guide, rev. April 2006 - https://simbli.eboardsolutions.com/SU/jqJbUXRdQkDMZHgzqslshVIOA==
Fiscal Crisis & Management Assistance Team Pub.	Associated Student Body Accounting Manual and Desk Reference, 2002
Natl. Assoc. of State Boards Of Ed. Pub.	Fit, Healthy and Ready to Learn, 2000
Website	CSBA District and County Office of Education Legal Services - https://simbli.eboardsolutions.com/SU/UdykszdmpETuDsIshXk6R5akQ==
Website	U.S. Dept. of Agriculture, Food and Nutrition Information Center - https://simbli.eboardsolutions.com/SU/PtAlwQrEozP2sto4Ywh52g==
Website	California Project LEAN (Leaders Encouraging Activity and Nutrition) - https://simbli.eboardsolutions.com/SU/lzuCbbhn3rBrfeZTSNnVCw==
Website	Centers for Disease Control and Prevention - https://simbli.eboardsolutions.com/SU/UUjirqtk65lplusLWplusApdRjg==
Website	National Association of State Boards of Education - https://simbli.eboardsolutions.com/SU/p9EGJQrfe1c2fVDHCT1QRQ==
Website	California Department of Education, Nutrition Services Division - https://simbli.eboardsolutions.com/SU/O5xpn2rTFL2uz0BslshlorGXQ==
Website	California Department of Public Health - https://simbli.eboardsolutions.com/SU/plusKghL3cnZRJOzDybcVsugA==
Website	California Healthy Kids Resource Center - https://simbli.eboardsolutions.com/SU/Ve9Yf61snLK7fRzOPU1xiQ==
Website	CSBA - https://simbli.eboardsolutions.com/SU/W3QxkK2FPsDsQBnMIENxGg==
Website	Fiscal Crisis and Management Assistance Team - https://simbli.eboardsolutions.com/SU/1KDBnXplus9GciDTyFvblOOxQ==

Cross References

Description

1230	School-Connected Organizations - https://simbli.eboardsolutions.com/SU/RmZnkdmDq8SicNLgKoQQXg==
1230	School-Connected Organizations - https://simbli.eboardsolutions.com/SU/6z8GSfz2y5zDplusahT2fYG6Q==
1321	Solicitation Of Funds From And By Students - https://simbli.eboardsolutions.com/SU/pLtslsh1AppLeuHFfyTIGZxVA==
1321	Solicitation Of Funds From And By Students - https://simbli.eboardsolutions.com/SU/4P4axwHdaDEhpr8Z3eZR1w==
3260	Fees And Charges - https://simbli.eboardsolutions.com/SU/agzNpuVcRrXlukgOj2Vknw==
3260	Fees And Charges - https://simbli.eboardsolutions.com/SU/uEYQslsh5qayTY8IPOQDYVxMQ==
3312	Contracts - https://simbli.eboardsolutions.com/SU/RtEPentWF4fC8KdSsZuiQQ==
3452	Student Activity Funds - https://simbli.eboardsolutions.com/SU/9SBtffFyggkHplusjAgcmQciw==
3550	Food Service/Child Nutrition Program - https://simbli.eboardsolutions.com/SU/slshbnNdB5VoKn29R1FDUD8Vw==
3550	Food Service/Child Nutrition Program - https://simbli.eboardsolutions.com/SU/u7iRd9SZqZfZzbG9Thyq0A==
3551	Food Service Operations/Cafeteria Fund - https://simbli.eboardsolutions.com/SU/QnRDSUG2xmDwo549gJLww==

- 3551 Food Service Operations/Cafeteria Fund -
<https://simbli.eboardsolutions.com/SU/XdvpOUBAPs20PKuptA0S1w==>
- 3553 Free And Reduced Price Meals -
<https://simbli.eboardsolutions.com/SU/veLi3k2THgU0fAplusDEpluskdyw==>
- 3553 Free And Reduced Price Meals -
<https://simbli.eboardsolutions.com/SU/bJft7yoiEWomeYDx1LdKBg==>
- 5030 Student Wellness -
<https://simbli.eboardsolutions.com/SU/aWkPBgslshQGAKepvUCWXMsLsh2Q==>
- 5141.27 Food Allergies/Special Dietary Needs -
<https://simbli.eboardsolutions.com/SU/BpdsG3ZLempXC2QjsEmMpA==>
- 5141.27 Food Allergies/Special Dietary Needs -
<https://simbli.eboardsolutions.com/SU/0o5IPmslshBsdwTIS6qQdQN7Q==>
- 6142.8 Comprehensive Health Education -
<https://simbli.eboardsolutions.com/SU/GVzAgUNrmwJxJNKmsgl1rQ==>
- 6142.8 Comprehensive Health Education -
<https://simbli.eboardsolutions.com/SU/IJW9DH2z29vRFUTVfplusjDjQ==>
- 6145 Extracurricular And Cocurricular Activities -
<https://simbli.eboardsolutions.com/SU/kcnplusEMDbUq3oAi14H67CXg==>
- 6145 Extracurricular And Cocurricular Activities -
<https://simbli.eboardsolutions.com/SU/HodC5SBhYgTQ4CslshjPbo8xQ==>