Wellness Policy Food Sales

Definitions

The following definitions apply in this policy:

1. "School day" means the period from midnight before a school day to thirty minutes after the end of a school's calendared class time.

2. "School campus" means all areas of the school property which are accessible to students during the school day.

3. "Available for sale" means the item may be exchanged for currency, tokens, or tickets.

4. "Competitive food" means all food and beverages available for sale to students on the school campus during the school day except for meals reimbursed under the federal child nutrition laws.

7 CFR § 210.11(a)

Utah Admin. Rules R277-719-2 (April 9, 2018)

Required Nutrition Standards

All competitive food must meet USDA nutrition standards unless it falls within one of the exemptions below. District employees may use a Smart Snacks calculator to evaluate whether a competitive food meets nutrition standards.

7 CFR § 210.11(c)

Utah Admin. Rules R277-719-4(4) (April 9, 2018)

Exemptions from Standards

The following are exempt from compliance with the competitive food nutrition standards:

1. An entrée item offered as part of the school lunch or school breakfast program, when offered as competitive food on the day or the following school day that it is also offered as part of the school lunch or breakfast program, if offered in the same or smaller portion size. Side dishes served a la carte must meet the competitive food nutrition standards.

2. Sugar-free chewing gum.

3. Specially exempted fundraisers. Competitive food may be sold as part of an infrequent school-sponsored fundraiser subject to the limit of three exempted fundraisers per year per school, with each exempted fundraiser lasting no more than five consecutive days. Competitive food sold as part of a fundraiser that is not exempted must meet competitive food nutrition standards. Upon written request of a

career and technical education program, the State Superintendent may grant permission to exempt additional fundraisers.

7 CFR § 210.11(b)(4), (c)(3)

Utah Admin. Rules R277-719-5(2), (3) (April 9, 2018)

Food and Beverages Not Subject to Regulation

Smart Snacks in Schools regulations apply to food and beverages sold to students on the school campus during the school day. The following are not within the scope of this regulation and are not required to meet the competitive food nutrition standards:

1. Food and beverages that are not sold, including home lunches and snacks or treats given without exchange of currency, tokens, or tickets.

2. Food and beverages sold after the school day, beginning thirty minutes after the end of the school's calendared class time until midnight.

3. Food and beverages not sold on the school campus, including food sold in areas not accessible to students.

4. Food and beverages not sold to students.

Appendix A - Summary of Competitive Food Standards

The following summary is included for administrative reference. Current federal and state standards control if they differ from this summary.

Food/Nutrient Area	Administrative Summary
General food standard	Competitive food must meet nutrient standards and be whole-grain-rich, have a fruit, vegetable, dairy, or protein food as the first ingredient, or include at least 1/4 cup fruit or vegetable as a combination food.
NSLP/SBP entree items	An entree offered as part of school breakfast or lunch may be exempt when sold a la carte on the day of service or the day after service.
Sugar-free chewing gum	Exempt from all competitive food standards.
Grain items	Acceptable grain items must include 50% or more whole grains by weight or have whole grains as the first ingredient.

Food/Nutrient Area	Administrative Summary
Fat standards	Competitive foods must meet total fat, saturated fat, and trans fat standards, subject to federal exemptions for certain nuts, seeds, seafood, reduced-fat cheese, eggs, and related products.
Sugar standards	Competitive foods must meet federal sugar standards, subject to exemptions for dried whole fruits, dried whole vegetables, dried mixtures, and certain fruit or vegetable products.
Sodium and calorie standards	Snack items, side dishes, and entree items must meet applicable sodium and calorie limits established by federal Smart Snacks standards.
Beverages	Elementary, middle, and high school beverage options are limited by grade level, size, calorie, sweetener, milk, juice, and water standards under federal Smart Snacks rules.
Accompaniments and caffeine	Accompaniments must be included in nutrient profiles as part of the item served. Caffeine is generally restricted for elementary and middle school students, subject to federal exceptions.