

Business & Noninstructional Operations**OTHER FOOD SALES****Requirements for Schools Participating in Federal Meal Program**

For any district school participating in the National School Lunch and/or Breakfast Program, food and beverage sales conducted outside the district's food service program on school campuses during the school day shall comply with applicable nutritional standards specified in 7 CFR 210.11 and 220.12 or with state nutrition standards in Education Code 49431-49431.7 and 5 CCR 15500-15501 and 15575-15578, whichever rule is stricter.

These standards shall apply to all competitive foods and beverages sold from midnight before the school day to one-half hour after the end of the school day. (7 CFR 210.11)

In a school with any of grades K-8 that is participating in the National School Lunch and/or Breakfast Program, the Superintendent or designee shall not permit the sale of foods by a student organization except when all of the following conditions are met: (5 CCR 15500)

1. The student organization sells only one food item per sale.
2. The specific nutritious food item is approved by the Superintendent or designee in accordance with Board policy.
3. The sale does not begin until after the close 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. There are no more than four such sales per year per school.
6. The food sold is not the same food sold in the District's food service program at that school during that school day.

In any middle or high school, a student organization may be approved to sell food items during or after the school day if all of the following conditions are met: (5 CCR 15501)

1. Only one student organization conducts a food sale on a given school day, and the organization sells no more than three types of food or beverage items, except that up to four days during the school year may be designated on which any number of organizations may conduct the sale of any food items.
2. The specific nutritious food items are approved by the Superintendent or designee in accordance with Board policy.
3. Food items sold during the regular school day are not prepared on the premises.

Business & Noninstructional Operations

OTHER FOOD SALES

4. The food items sold are not those sold in the District's food service program at that school during that school day.

The Superintendent or designee shall maintain records and shall require organizations selling foods and beverages to maintain records to document compliance with federal nutrition standards for all competitive foods and beverages sold through and outside the District's food services program. At a minimum, these records shall include receipts, nutrition labels, and/or product specifications. (7 CFR 210.11)

The sale of foods and beverages that do not comply with or exceed the competitive food and beverage standards may be permitted only when the sale meets either of the following conditions:

1. The sale takes place off and away from school premises
2. The sales take place at least one-half hour after the end of the school day

In addition, during the school day, the Superintendent or designee encourages all school organizations, staff, parents/guardians or other volunteers to support the District's Student Wellness Policy and Food and Nutrition Services program by considering nutritional quality, when offering at no cost, food and/or beverages for school or class parties, rewards, or other giveaways, or choosing non-food items instead.

Administrative Regulation
Approved: February 3, 2026