
I. PURPOSE

This policy provides for the sale and other consumption of food outside of the National School Lunch Program and School Breakfast Program and establishes state-compliant standards regarding foods sold outside of the reimbursable meal service, including vending machines.

II. DEFINITIONS

- A. Minimal Nutritional Standards: Food categories established by the U.S. Department of Agriculture (USDA) including soda water, popsicles (unless they contain fruit or fruit juices), chewing gum, and certain candies; including jellies, hard candy, marshmallows, fondant, licorice, spun candy, or candied popcorn, etc.
- B. National School Lunch/Breakfast Programs: Federally assisted meal programs which provide nutritionally balanced, low-cost or free lunches to children each school day.
- C. Nutrition Standards: Competitive food service and standards for schools across the nation as outlined in the Code of Federal Regulations Title 7, § 210.11.
- D. Reimbursable Meals: Meals served to children enrolled in school who are in attendance at the time of the meal service, claimed by an approved eligibility category, and meet the minimum meal pattern requirements.
- E. Smart Snacks Standards: This set of standards is the interim final rules for competitive foods passed in 2013 by the USDA which includes two components for snacks—one, a restriction on the ingredients of the snacks, which requires whole grains, dairy, fruit, vegetables and other protein sources, and two, specific limits on calories, sugar, fat, and sodium.

III. POLICY

- A. Food sold outside of the reimbursable meals shall meet the following guidelines as recommended in Utah Admin R277-719:
 - 1. This policy shall apply to all foods sold anywhere on school grounds during the school day when school is in session in all areas of the school accessible to students;

Food Outside of Reimbursable School Meals

2. Foods sold outside of reimbursable meals that do not meet the USDA's Smart Snacks standards shall be prohibited.
- B. Athos Academy shall comply with the federally established nutrition standards with regards to food sold outside of reimbursable meals, including vending machines and school events, and:
1. Prohibit the sale of food with minimal nutritional value;
 2. Limit the calorie value to less than 300 per unit;
 3. Offer fruits, vegetables, and whole grains while limiting breaded and fried choices;
 4. Prohibit foods that are more than 35% total fat;
 5. Prohibit foods in which the 10% of the total calories come from saturated fat;
 6. Prohibit foods that contain caffeine;
 7. Prohibit foods with trans fats;
 8. Prohibit foods with a sodium content greater than 200 mg per portion; and
 9. Prohibit foods in which more than 35% of the product is sugar by weight.
- C. Athlos Academy, in accordance with Utah Admin R277-719(5)(c), may hold specifically exempted fundraisers no more than three times per school year, with each fundraiser lasting no longer than five consecutive school days.
1. The Lead School Administrator shall designate an individual to maintain records of fundraisers at which foods and beverages that do not meet competitive food standards are sold.
- D. The Athlos Academy Governing Board has the authority to implement vending machines in middle or elementary school, according to Utah Admin R277-719(3). The Lead School Administrator must abide by state laws regarding the collection of monies from vending machines while managing the machines:
1. The food products sold in vending machines shall meet the USDA's Smart Snacks standards.
 2. All vending-machine income must be used for the benefit of students.
 3. Elementary school students shall not have access to vending machines that sell food products.
- E. The Lead School Administrator is responsible for setting guidelines with regards to food brought to school to be shared with other students (ex. as a class treat).
1. These guidelines are to follow the spirit of the Smart Snacks guidelines above.
 2. The Lead School Administrator shall communicate these guidelines annually to parents and staff.

Food Outside of Reimbursable School Meals

3. Parents are to be informed that they shall not bring candy, desserts, or other foods clearly not in line with the Smart Snacks guidelines for distribution to other students.

Legal References:

[Utah Admin R277-719](#)

[C.F.R. tit. 7, § 210.11](#)

[USDA's Smart Snacks Standards](#)