

OTHER FOOD SALES

With the approval of the Superintendent or designee, food sales may be held by school-related groups, including but not limited to students, teachers, parents/guardians and booster groups, provided that these sales are in compliance with state and federal regulations. Such food sales shall not impair student participation in the District's food service program.

(cf. 1230 - School-Connected Organizations)
(cf. 3550 - Food Service/Child Nutrition Program)

Sanitation and safety procedures shall comply with the requirements of the California Uniform Retail Food Facilities Law as set forth in Health and Safety Code 113700-114455.

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

All foods offered for sale at any school on any school day by any student or adult entity or organization must be approved by the Board of Education, and at least 50 percent of these foods shall be selected from the nutritious foods listed in Education Code 38085. (Education Code 38085; 5 CCR 15500-15501)

Fund-Raisers

When desiring to raise money for District schools or student groups by selling food items, organizations are encouraged to select items of good nutritional quality. All profits from such fund-raisers shall benefit the school or student groups sponsoring the sale.

(cf. 1321 - Solicitations of Funds from and by Students)

Legal Reference:

EDUCATION CODE

- 38085 Sale of specified food items
- 48931 Authorization and sale of food
- 51520 School premises; prohibited solicitations

CODE OF REGULATIONS, TITLE 5

- 15500 Food sales in elementary schools
- 15501 Sales in high schools and junior high schools

HEALTH AND SAFETY CODE

- 113700-114455 California Uniform Retail Food Facilities Law, especially:
- 113785 Food facility
- 113825 Occasional event

UNITED STATES CODE, TITLE 42

- 1751 et seq. National School Lunch Act
- 1771 et seq. National School Breakfast Act

CODE OF FEDERAL REGULATIONS, TITLE 7

- 210.1-210.31 National School Lunch Program and
- 220.1-220.21 National School Breakfast Program