

**SCHOOL MEAL AND  
COMPETITIVE FOODS STANDARDS**

Policy Code: **6230**

---

1 All employees or other individuals who select foods or beverages to be sold to students on a  
2 school campus during the school day shall select and procure such foods and beverages in a  
3 manner consistent with the goals established by the Transylvania County Board of Education  
4 (the “board”) in policy 6200, Goals of School Nutrition Services, and policy 6140, Student  
5 Wellness, and with all state and federal laws and regulations. Additionally, in furtherance of the  
6 board’s goals, the board establishes the following standards for school meals and other foods  
7 sold or available on school campuses.  
8

9 **A. SCHOOL MEAL REQUIREMENTS**

10  
11 Meals and snacks provided through the National School Lunch, School Breakfast, and  
12 After School Snack Programs must comply with all federal nutrition standards applicable  
13 to the respective program, including meal component requirements and dietary standards.  
14

15 **B. FOODS OTHER THAN SCHOOL MEALS**

16  
17 1. Definitions

18  
19 a. School day

20  
21 As used in this policy, “school day” means the period from midnight  
22 through **30 minutes after the dismissal bell rings**.  
23

24 b. Competitive foods

25  
26 Competitive foods are all foods and beverages, other than meals  
27 reimbursed through the federally-funded school nutrition programs,  
28 available for sale to students on campus during the school day.  
29

30 2. Foods Sold From Midnight Until the End of the Last Lunch Period

31  
32 The sale of food and beverages between midnight and the end of the last lunch  
33 period is the responsibility of the Child Nutrition Program (CNP), and the CNP  
34 will retain the proceeds. No foods or beverages may be sold to students on any  
35 school campus during that time period except through the Child Nutrition  
36 Program. The school principal and CNP personnel shall ensure that all  
37 competitive foods, including vended *a la carte* and all other *a la carte* or  
38 supplemental food and beverages, sold during that time period meet the federal  
39 Smart Snacks nutrition standards.  
40

41 3. Foods Sold Between the Last Lunch Period and the End of the School Day  
42

43           Each year, through its School Nutrition Program Annual Agreement, the board  
44           will establish accountability for the sale of competitive foods during the period  
45           between the end of the last lunch period and the end of the school day. All foods  
46           sold during that period must comply with the federal Smart Snacks nutrition  
47           standards. This includes foods sold in vending machines (see subsection ~~B.4~~ **B.5**,  
48           below), in school stores, and in other sales venues on the school campus.

49  
50           4.     Foods Sold After the School Day

51  
52           Foods sold after the school day are not subject to the federal Smart Snacks  
53           standards but are subject to any school rules established pursuant to policy 6140,  
54           Student Wellness.

55  
56           5.     Vending Sales During the School Day

57  
58           In elementary schools, no beverage or snack vending to students is permitted  
59           outside of the School Nutrition Program.

60  
61           In middle and high schools, all vended snack foods and beverages sold during the  
62           school day must meet the federal Smart Snacks standards and any more restrictive  
63           state requirements.

64  
65           Bottled water must be available in every school that has beverage vending.

66  
67           6.     Fund-Raising Activities Involving Food or Beverages

68  
69           All fund-raising activities that involve the sale of food or beverages to students  
70           during the school day must comply with the federal Smart Snacks standards.  
71           However, no such fund-raising activities are permitted from midnight until the  
72           end of the last lunch period. Tokens of exchange for foods or beverages to be  
73           delivered later in the day also are prohibited during this time period.

74  
75           Fund-raising activities that are conducted after the school day are not required to  
76           comply with the federal Smart Snacks nutrition standards, but are subject to  
77           policy 6140, Student Wellness, and any school rules established pursuant to that  
78           policy.

79  
80           7.     Foods Brought from Home for School Events

81  
82           Each school principal shall establish standards for food and beverages brought  
83           from home consistent with policy 6140, Student Wellness, and all applicable  
84           National School Lunch Program regulations and guidelines, including, but not  
85           limited to, the Smart Snacks nutrition standards.

86  
87           In order to identify food allergens and to better ensure food safety, only  
88           commercially prepared food items with a list of ingredients may be used for  
89           classroom celebrations or other special activities during the school day.

90  
91           8.     Responsibility for Compliance with the Limits on the Sale of Competitive Foods

92  
93           The limitations on the sale of competitive foods during the school day established  
94           by law and this policy are intended to encourage students to develop healthy  
95           eating habits and to ensure the ability of the schools to provide nutritious meals at  
96           the lowest possible cost.

97  
98           All employees, student groups, volunteers, school support organizations, and  
99           other parties within the school environment must comply with the restrictions and  
100          conditions on the sale of competitive foods to students during the school day  
101          imposed by federal and state law, this policy, and the terms of the board’s School  
102          Nutrition Program Annual Agreement.

103  
104          The superintendent shall hold each principal responsible for consistent  
105          enforcement of this policy.

106  
107          9.     Consequences for Non-Compliance with the Limits on the Sale of Competitive  
108          Foods

109  
110          Employees will be subject to disciplinary sanctions for violating the requirements  
111          pertaining to the sale of competitive foods as described in this or other relevant  
112          board policy, the board’s School Nutrition Program Annual Agreement, or federal  
113          or state law or regulation. Discipline may include suspension or dismissal for  
114          repeated willful violations. The superintendent may take all reasonable steps  
115          necessary to prevent violation of the competitive foods rules by any student or  
116          student group, volunteer, school support organization, or other party.

117  
118          If a school is found by the North Carolina Department of Public Instruction to be  
119          in violation of the rules pertaining to the sale of competitive foods as established  
120          in federal or state law or regulation and the violations results in a monetary  
121          sanction against the Child Nutrition Program, the superintendent may require the  
122          school’s principal to reimburse the Child Nutrition Program from the operating  
123          account of the school.

124  
125          Nothing in this policy is intended to regulate or limit foods that students bring from home as part  
126          of a bag lunch.

127  
128          Legal References: Child Nutrition Act of 1966, 42 U.S.C. 1771 *et seq.*; Healthy, Hunger-Free

**SCHOOL MEAL AND  
COMPETITIVE FOODS STANDARDS**

*Policy Code:* **6230**

---

129 Kids Act of 2010, P.L. 111-296, 7 C.F.R. Part 210; National School Lunch Act, 42 U.S.C. 1751,  
130 *et seq.*; G.S. 115C-47(7), -47(22), -263, -264, -264.2, -264.5; 16 N.C.A.C. 6H .0104; State Board  
131 of Education Policy CHNU-002

132  
133 Cross References: Student Wellness (policy 6140), Goals of School Nutrition Services (policy  
134 6200)

135  
136 Adopted: October 17, 2016

137  
138 Revised: February 19, 2018 (legal references only); December 16, 2019; August 2, 2021; April  
139 3, 2023; [DATE]

REVISED