

Beverage Requirements for Connecticut Public Schools




Connecticut State Department of Education (CSDE)
Bureau of Health/Nutrition, Family Services and Adult Education

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About this Presentation


- This presentation provides general guidance regarding the federal and state beverage requirements for Connecticut public schools
- For specific questions or technical assistance, please contact the Connecticut State Department of Education (CSDE)

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Connecticut Public Schools Include

- All local and regional boards of education
- Connecticut Technical Education and Career System (CTECS)
- Governing authorities for state charter schools, interdistrict magnet schools, and endowed academies



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Objectives

- Review beverage requirements for public schools
 - State beverage statute
 - USDA Smart Snacks nutrition standards
 - State competitive foods regulations
- Identify resources for guidance and training



Resources and websites are listed in the yellow bar

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Disclaimer

- The mention of trade names, commercial products, or organizations does not imply approval or endorsement by the Connecticut State Department of Education (CSDE) or the U.S. Department of Agriculture (USDA)
- Product names are used solely for clarification in evaluating compliance with the federal and state beverage requirements

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Acronyms

ASP	Afterschool Snack Program
BOE	board of education or school governing authority
CGS	Connecticut General Statutes
CNPs	Child Nutrition Programs
CNS	Connecticut Nutrition Standards
CSDE	Connecticut State Department of Education
HFC	Healthy Food Certification
NSLP	National School Lunch Program
SBP	School Breakfast Program
USDA	U.S. Department of Agriculture

https://portal.ct.gov/-/media/SDE/Nutrition/NSLP/Acronyms_Abbreviations_SNP.pdf

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Overview of Federal and State Beverage Requirements




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Federal versus State Laws

- Some federal requirements supersede the state requirements
- Some state requirements supersede the federal requirements

The requirements in this presentation include the **stricter requirements** of each law



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Three Laws that Address Beverages


Nutrition standards for beverages	Restrictions during operation of CNPs
<ul style="list-style-type: none"> 2006: State beverage statute (CGS section 10-221q) 2014: USDA Smart Snacks nutrition standards (Final Rule: <i>National School Lunch Program and School Breakfast Program: Nutrition Standards for All Foods Sold in School</i>) 	<ul style="list-style-type: none"> 1992: State competitive foods regulations (Sections 10-215b-1 and 10-215b-23 of the Regulations of Connecticut State Agencies) <ul style="list-style-type: none"> Selling/giving certain foods and beverages Accrual of income from all foods/beverages

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Sales

The exchange of a determined amount of **money or its equivalent*** for foods and beverages


* Coupons, tickets, tokens, and similar items



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Examples of Other Types of Sales

- Students purchase or are given coupons and similar items (purchased or given) that can be exchanged for beverages



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Examples of Other Types of Sales

- 2** Programs/activities charge a fee that includes the cost of beverages provided to students

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Examples of Fee-based Programs

- A school club's dues include cost of snacks



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Examples of Fee-based Programs

- A parent-teacher organization collects money from parents for classroom parties



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Examples of Fee-based Programs

- The fee for a weekly afterschool enrichment program includes cost of snacks provided to students



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Examples of Fee-based Programs

- A sports team's fee for student participation includes cost of beverages



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Examples of Other Types of Sales

- 3** Fundraisers on school premises give beverages to students in exchange for a suggested donation



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Examples of Other Types of Sales

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Students bring fundraiser orders and money to school and pick up fundraiser beverages on school premises to bring home for delivery to customers



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Giving

Provided *free* of any charge, contribution, or suggested donations and *without the exchange* of tickets, coupons, tokens, and similar items to obtain foods and beverages

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Which Laws Apply to Selling and Giving

Law	Selling	Giving
USDA's Smart Snacks	✓	
State Beverage Statute	✓	
State Competitive Foods Regulations: Section 10-215b-1	✓	✓

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Who must Comply with Beverage Laws

Type of public school	USDA's Smart Snacks	State Beverage Statute	State competitive foods regulations
Participates in NSLP/SBP	✓	✓	✓
Does not participate in NSLP/SBP		✓	

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How the Beverage Laws Apply

Law	What	When	Where
USDA's Smart Snacks	Beverages available for sale <i>separately</i> from reimbursable meals	School day	On school premises
State beverage statute	Beverages available for sale as <i>part of and separately</i> from reimbursable meals	At all times *	On school premises

* Except sales that meet the state beverage statute's exemption criteria

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How the Beverage Laws Apply

Law	What	When	Where
10-215b-1: Competitive foods	Selling and giving coffee, tea, and soft drinks to students	30 minutes before up thorough 30 minutes after CNPs	On school premises
10-215b-23: Accrual of income	All sales of foods and beverages to students	30 minutes before up thorough 30 minutes after CNPs	On school premises

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CSDE Resource

Beverage Requirements Webpage



<http://portal.ct.gov/SDE/Nutrition/Beverage-Requirements>

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State Beverage Statute Requirements (CGS Section 10-221q)




https://www.cga.ct.gov/current/pub/chap_170.htm#sec_10-221q

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Overview of State Beverage Statute

- Applies to all public schools
- Applies to all beverages available for sale to students on school premises at all times
 - Part of reimbursable meals and ASP snacks
 - Sold separately from reimbursable meals and ASP snacks




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Overview of State Beverage Statute

- Applies regardless of when students will *receive* or *consume* the beverages

Example: Schools cannot sell tickets to students on Monday for hot chocolate that will be distributed to students on Friday during the school day




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Overview of State Beverage Statute

- Applies regardless of when students will *receive* or *consume* the beverages

Example: Schools cannot sell noncompliant beverages on school premises outside of events, including orders for beverages that will be distributed on school premises



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Overview of State Beverage Statute

- Allows beverage exemptions if sales meet three criteria



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Beverage Exemptions

- Not part of annual HFC Statement
- BOE must vote *separately* to allow sale to students of any beverages that do not comply with CGS Section 10-221q
 - *Recommendation*: Conduct vote for beverage exemptions at same time as annual vote for HFC Statement

https://www.cga.ct.gov/current/pub/chap_170.htm#sec_10-221q

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Beverage Exemptions

- Beverages that do not comply with the state beverage statute cannot be sold to students on school premises unless
 1. BOE *votes* to allow beverage exemptions
 2. beverage sales meet the *three exemption criteria* of the state beverage statute

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Three Exemption Criteria for Beverages

1. The sale is in connection with an *event* occurring *after* the end of the regular school day or on the weekend
2. The sale is at the *location* of the event
3. The beverages are not sold from a vending machine or school store

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Definition of Event

An occurrence that involves more than just a regularly scheduled practice, meeting, or extracurricular activity

Event	Not an event
Soccer game	Soccer practice
High school debate	Debating team practice
School play	Play rehearsals
School chess match	Chess club

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Examples of Events

- Awards banquets
- Boy Scout Blue & Gold dinner
- Craft fairs
- Debate team competitions
- Election day (if school is not in session)
- Family bingo nights
- Math team competitions
- Mock trial competitions
- School carnivals
- School concerts
- School recitals
- School dances
- School fairs, e.g., health, science, and math
- Silent auctions
- Sports banquets
- Sports games, tournaments, and matches, e.g., basketball, football, soccer, tennis, field hockey, volleyball, wrestling, and cross country
- Talent shows
- Theatrical productions

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Definition of School Day

The period from *midnight before to 30 minutes after* the end of the official school day



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Example of School Day

School ends at	3:00 PM
School day is	Midnight through 3:30 PM
Noncompliant beverages can be sold at <i>location of an event</i> held anytime from	3:31 PM through 11:59 PM *
* If any CNPs are operating, sales must also comply with state competitive foods regulations	

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Definition of Location

The *same place* where the event is being held

Event: Soccer game
Location: Side of soccer field



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Beverage Exemptions Never Allowed for

- A la carte sales in CNPs
- Afterschool programs and activities
- Classes and educational programs
- Clubs, organizations, and similar groups
- Fundraisers not held at an event
- Programs and meetings
- School stores
- Sports practices
- Summer school programs operated by BOE
- Vending machines
- Any other activities that are not events

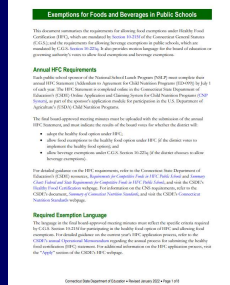
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Exemptions for Foods and Beverages in Public Schools

Summarizes state requirements and provides specific motion language for exemptions



https://portal.ct.gov/-/media/SDE/Nutrition/HFC/Exemptions_Food_Beverages_Public_Schools.pdf

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Five Categories of Allowable Beverages *



* Include stricter requirements of Smart Snacks and state beverage statute


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Five Categories of Allowable Beverages

1 Milk, unflavored low-fat (1%) and flavored or unflavored fat-free

Nutrition Standards	Portion limit
<ul style="list-style-type: none"> ≤4 grams of sugar per fluid ounce No artificial sweeteners 	<ul style="list-style-type: none"> <i>Elementary</i>: 8 fluid ounces (fl oz) <i>Middle and high</i>: 12 fl oz




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Five Categories of Allowable Beverages

2 100 percent juice (fruit, vegetable, or combination)




Nutrition Standards	Portion limit
<ul style="list-style-type: none"> No added sweeteners 	<ul style="list-style-type: none"> Elementary: 8 fl oz Middle and high: 12 fl oz

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Five Categories of Allowable Beverages

3 Nondairy milk substitutes, flavored or unflavored (e.g., soy milk)



Nutrition Standards	Portion limit
<ul style="list-style-type: none"> Must meet USDA's nutrition standards for fluid milk substitutes No artificial sweeteners ≤ 4 grams of sugars per fluid ounce ≤ 35% of calories from fat ≤ 10% of calories from saturated fat 	<ul style="list-style-type: none"> Elementary: 8 fl oz Middle and high: 12 fl oz

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USDA's Nutrition Standards for Milk Substitutes

Nutrients per cup (8 fluid ounces)	
<ul style="list-style-type: none"> Calcium: 276 milligrams (mg) Protein: 8 grams (g) Vitamin A: 500 international units (IU) Vitamin D: 100 IU Magnesium: 24 mg 	<ul style="list-style-type: none"> Phosphorus: 222 mg Potassium: 349 mg Riboflavin: 0.44 mg Vitamin B-12: 1.1 micrograms (mcg)

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Need Manufacturer Documentation to Determine if Milk Substitutes Comply

- Nutrition Facts label does not indicate if a product complies with USDA's nutrition standards for milk substitutes
 - Must obtain documentation from manufacturer
- Only certain brands of **soy beverages** comply
 - Included on CSDE's List of Acceptable Foods and Beverages webpage




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CSDE Resource

Allowable Milk Substitutes for Children Without Disabilities in School Nutrition Programs

Summarizes USDA's requirements for milk substitutes and required documentation, and identifies allowable milk substitutes




https://portal.ct.gov/-/media/SDE/Nutrition/NSLP/SpecDiet/Milk_Substitutes_SNP.pdf

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Five Categories of Allowable Beverages

4 Beverages containing only water and 100 juice



Nutrition Standards	Portion limit
<ul style="list-style-type: none"> No added sweeteners Meet additional requirements for restricted ingredients (refer to CSDE's Requirements for Beverages Containing Water and Juice) 	<ul style="list-style-type: none"> Elementary: 8 fl oz Middle and high: 12 fl oz

https://portal.ct.gov/-/media/SDE/Nutrition/CompFoods/Water_Juice_Beverages_Requirement.pdf

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Commercial Beverage Products

- Before purchasing, check CSDE's webpage to **verify** that products are listed
 - Approval is specific to the brand and variety of each beverage item
 - Must check that each product is listed
- Submit information to CSDE for new products or products not listed

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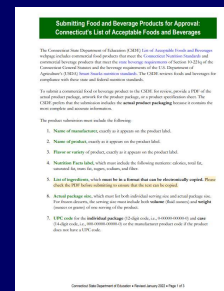
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Submitting Food and Beverage Products for Approval

Indicates required information to submit food and beverage products to CSDE for review of compliance with CNS and state beverage statute



https://portal.ct.gov/-/media/SDE/Nutrition/HFC/FBlist/Submitting_Food_Beverage_Products.pdf

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Avoiding Compliance Issues

1. Verify that commercial products comply with beverage requirements **before** selling to students
 - Use CSDE's List of Acceptable Foods and Beverage webpage
 - For products not listed, **submit to CSDE for approval** before selling

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Avoiding Compliance Issues

2. **Check vendor assurances** of product compliance before purchasing
 - If a vendor indicates product complies with beverage requirements, verify using CSDE webpage
3. **Check deliveries** against product orders
4. **Train food service staff** to monitor beverages in vending machines stocked by an outside vendor

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Examples of Noncompliant Beverages *



* Do not meet state beverage statute and Smart Snacks

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Reminder: Noncompliant beverages cannot be sold to students unless

1. The BOE has voted to allow beverage exemptions **AND**
2. The sales are at the location of an event held after the school day or on the weekend **AND**
3. The event does not occur while any CNPs are operating

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Soda

- Regular
- Diet




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Coffee

- Regular
- Decaffeinated
- Herbal
- Iced




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Tea

- Regular
- Decaffeinated
- Herbal
- Iced




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Hot Chocolate/Cocoa

- Regular
- Low-calorie
- Low-sugar




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Juice Drinks

- Juice drinks that are *not* 100 percent juice, with or without carbonation
- Might be labeled drink, beverage, cooler, cocktail, nectar, punch, or “ade” (e.g., lemonade or limeade)




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Examples of Juice Drinks

- Cranberry cocktail
- Fruit nectars
- Fruit punch drinks
- Grape juice drink
- Lemonade
- Limeade
- Orange juice drink
- Pineapple-grapefruit beverage



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100% Juice with Added Sweeteners

- 100 percent juice (with or without carbonation) with *added sweeteners*



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Water/Juice Beverages with Added Sweeteners

- Beverages containing 100% juice diluted with water (with or without carbonation) with *added sweeteners*



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Certain Types of Milk

- Milk that does not meet USDA's fat restrictions
 - Reduced-fat (2%) milk
 - Whole milk
- Milk that contains artificial sweeteners



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Nondairy Milk Substitutes

- Nondairy milk substitutes that do not meet USDA's nutrition standards for fluid milk substitutes such as
 - some brands of soy milk
 - rice milk
 - almond milk
 - cashew milk



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Nondairy Milk Substitutes

- Energy drinks
 - Often contain high amounts of caffeine, sugar, and other ingredients such as nutrition supplements



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Waters with Added Sweeteners

- Waters (with or without carbonation) with any added sweeteners



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Examples of Waters with Added Sweeteners

**Fruit 20 Flavored Sparkling Beverage,
Sunny Delight Beverages Co**

Contains 3% juice

Ingredients: Carbonated water, contains less than 2% of strawberry juice concentrate, natural flavor, citric acid, malic acid, potassium citrate, **SUCRALOSE**, calcium disodium EDTA (to protect flavor), potassium benzoate (to ensure freshness, red 40



Sweeteners: Sucralose

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Examples of Waters with Added Sweeteners

Propel Fitness Water, Stokely-Van Camp, Inc

Ingredients: water, citric acid, sodium hexametaphosphate (to protect flavor), natural flavor, potassium sorbate (preserves freshness), ascorbic acid (vitamin C), **SUCRALOSE**, sodium citrate, **ACESULFAME POTASSIUM**, niacinamide (vitamin B3), calcium disodium EDTA (to protect flavor), vitamin e acetate, calcium pantothenate (vitamin B5), pyridoxine hydrochloride (vitamin B6)



Sweeteners: Sucralose and acesulfame potassium

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Examples of Waters with Added Sweeteners

Sonu Water (10 calories)

Ingredients: Filtered water, **ORGANIC AGAVE SYRUP**, organic and natural flavors, organic vegetable extract for color, citric acid, ascorbic acid, niacin (B3), pantothenic acid (B5), pyridoxine (B6), cyanocobalamin (B12), palm carotene (source of vitamin A), electrolytes (potassium carbonate, calcium chloride, magnesium chloride)



Sweeteners: Organic agave syrup

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Examples of Waters with Added Sweeteners

Sonu Water (25 calories)

Ingredients: Filtered water, **ORGANIC EVAPORATED CANE JUICE**, organic and natural flavors, citric acid, niacin (B3), pantothenic acid (B5), pyridoxine (B6), cyanocobalamin (B12), palm carotene (source of vitamin A), electrolytes (potassium carbonate, calcium chloride, magnesium chloride)



Sweeteners: Organic evaporated cane juice

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Examples of Waters with Added Sweeteners

Sonu Water (45 calories)

Ingredients: Filtered water, **EVAPORATED CANE JUICE**, organic and natural flavors, citric acid, niacin (B3), pantothenic acid (B5), pyridoxine (B6), cyanocobalamin (B12), palm carotene (source of vitamin A), electrolytes (potassium carbonate, calcium chloride, magnesium chloride)



Sweeteners: Evaporated cane juice

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Examples of Waters with Added Sweeteners

Glaceau Vitamin Water, Coca-Cola

Ingredients: Reverse osmosis water, **CRYSTALLINE FRUCTOSE**, **CANE SUGAR**, less than 0.5% of: vitamin C (ascorbic acid), citric acid, natural flavors, vegetable juice (color), magnesium lactate and calcium lactate and potassium phosphate (electrolyte sources), taurine, vitamin B5 (calcium pantothenate), zinc gluconate, vitamin B6 (pyridoxine hydrochloride), vitamin B12 (cyanocobalamin), chromium polynicotinate



Sweeteners: Crystalline fructose and cane sugar

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Examples of Waters with Added Sweeteners

Glaceau Vitamin Water Zero, Coca-Cola

Ingredients: Reverse osmosis water, less than 1% of: **ERYTHRITOL**, citric acid, calcium phosphate, magnesium lactate and calcium lactate and potassium phosphate (electrolyte sources), gum acacia, phosphoric acid, vitamin C (ascorbic acid), **STEVIA LEAF EXTRACT**, natural flavors, zinc gluconate, glycerol ester of rosin, vitamin B5 (calcium pantothenate), vitamin E (alpha-Tocopheryl acetate), vitamin B6 (pyridoxine hydrochloride), vitamin A palmitate



Sweeteners: Erythritol and stevia leaf extract

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Examples of Waters with Added Sweeteners

Karma Wellness Water

Ingredients: Spring water (includes coconut), **STEVIA REBAUDIANA LEAF EXTRACT**, **CANE SUGAR**, **ERYTHRITOL**, gum arabic, citric acid, ascorbic acid (vitamin C), D-calcium pantothenate (vitamin B5), niacinamide (vitamin B3), D-alpha-tocopheryl acetate (vitamin E), vitamin A palmitate (vitamin A), pyridoxine hydrochloride (vitamin B6), green tea leaf extract, panax ginseng root extractives, yerba mate (ilex paraguariensis) leaf extractives, cholecalciferol (vitamin D3), cyanocobalamin (vitamin B12)



Sweeteners: Stevia rebaudina leaf extract cane sugar, and erythritol

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Sports Drinks

- Regular
- Low-calorie
- Zero calorie



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Examples of Sports Drinks

Gatorade Thirst Quencher Sports Drink (80 calories)

Ingredients: Water, **SUGAR**, **DEXTROSE**, citric acid, natural flavor, salt, sodium citrate, monopotassium phosphate, gum arabic, sucrose acetate isobutyrate, glycerol ester of rosin, yellow 6



Sweeteners: Sugar and dextrose

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Examples of Sports Drinks

Gatorade Thirst Quencher Low-calorie Sports Drink (30 calories)

Ingredients: Water, **SUGAR**, citric acid, natural flavor, salt, sodium citrate, monopotassium phosphate, **SUCRALOSE**, **ACESULFAME POTASSIUM**, yellow 5, red 40



Sweeteners: Sugar, sucralose, and acesulfame potassium

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Examples of Sports Drinks

Powerade Sports Drink

Ingredients: Water, **HIGH FRUCTOSE CORN SYRUP**, less than 0.5% of: citric acid, natural flavors, salt and magnesium chloride and calcium chloride and mono-potassium phosphate (electrolyte sources), modified food starch, glycerol ester of rosin, calcium disodium EDTA (to protect color), medium chain triglycerides, vitamin B3 (niacinamide), vitamin B6 (pyridoxine hydrochloride), vitamin B12, red 40, ascorbic acid (to protect taste)



Sweeteners: High fructose corn syrup

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Examples of Sports Drinks

Powerade Zero Sports Drink (80 calories)

Ingredients: Water, less than 1% of: citric acid, salt and mono-potassium phosphate and magnesium chloride and calcium chloride (electrolyte sources), natural flavors, **SUCRALOSE**, **ACESULFAME POTASSIUM**, vitamin B3 (niacinamide), vitamin B6 (pyridoxine hydrochloride), vitamin B12, yellow 5, yellow 6, ascorbic acid (to protect taste), calcium disodium EDTA (to protect color)



Sweeteners: Sucralose and acesulfame potassium

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Examples of Sports Drinks

V8 Splash Soar Sports Hydration Drink (50 calories)

Contains 5% juice

Ingredients: Water, **SUGAR**, carrot juice concentrate, purple carrot juice concentrate (for color), citric acid, natural flavoring, salt, sour red cherry juice concentrate, vitamin C (ascorbic acid), beta carotene for color, pomegranate juice concentrate



Sweeteners: Sugar

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Examples of Sports Drinks

Aspire Natural Sports Drink (35 calories)

Ingredients: Pure water, **PURE CANE SUGAR**, **ERYTHRITOL**, natural flavors, calcium lactate, citric acid, sea salt, sodium citrate, monopotassium phosphate, niacin (vitamin B3), **STEVIA EXTRACT (REBAUDIOSIDE A)**, monk fruit extract, pantothenic acid (vitamin B5), zinc lactate, goji extract, vitamin B6 and vitamin B12



Sweeteners: Sugar, erythritol, stevia extract

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State Competitive Foods Regulations (Sections 10-215b-1 and 10-215b-23)



https://eregulations.ct.gov/eRegsPortal/Browse/RCSA/Title_10SubTitle_10-215bSection_10-215b-1/
https://eregulations.ct.gov/eRegsPortal/Browse/RCSA/Title_10SubTitle_10-215bSection_10-215b-23/

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CSDE Resource

Overview of Connecticut's Competitive Foods Regulations

How to comply with Sections 10-215b-1 (competitive foods) and 10-215b-23 (accrual of income) of the Regulations of Connecticut State Agencies

https://portal.ct.gov/-/media/SDE/Nutrition/CompFoods/Overview_CT_Competitive_Foods_Regulations.pdf

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Overview of Competitive Foods Regulations

Section	Applies to	When applies
10-215b-1: Competitive foods	Selling and giving coffee, tea, and soft drinks to students	30 minutes before up through 30 minutes after the operation of any CNPs
10-215b-23: Income accrual	Accrual of income from all sales of foods and beverages to students anywhere on school premises	30 minutes before up through 30 minutes after the operation of any CNPs

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Child Nutrition Programs (CNP) Include

- National School Lunch Program (NSLP)
- School Breakfast Program (SBP)
- Afterschool Snack Program (ASP) of the NSLP
- Seamless Summer Option (SSO) of the NSLP
- Special Milk Program (SMP)
- Fresh Fruit and Vegetable Program (FFVP)
- Child and Adult Care Food Program (CACFP)
At-risk Afterschool Meals operated in schools
- Summer Food Service Program (SFSP)
operated in schools

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Section 10-215b-1: Competitive foods

- Coffee *
- Tea *
- Soft drinks



* All types, including regular, decaffeinated, herbal, and iced

https://eregulations.ct.gov/eRegsPortal/Browse/RCSA/Title_10Subtitle_10-215bSection_10-215b-1/

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Examples of Soft Drinks

- Soda (regular and diet)
- Sports drinks (regular, low-calorie, and zero calorie)
- Sweetened beverages (with or without carbonation) that are not 100 percent juice (e.g., lemonade and fruit punch drinks)
- Flavored water with added sweeteners (with or without carbonation)

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How the State Laws Interact

Depending on when CNPs operate

- state beverage statute may supersede Section 10-215b-1 **OR**
- Section 10-215b-1 may supersede state beverage statute



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Restrictions for Selling Coffee, Tea, and Soft Drinks

State Law	When applies
Beverage statute	At all times * Stricter
State Regulations Section 10-215b-1 (Competitive Foods)	30 minutes before up through 30 minutes after the operation of any CNPs
* Except sales that meet exemption criteria	

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Restrictions for Selling Coffee, Tea, and Soft Drinks



At events if CNPs are operating

State Law	When applies
Beverage Exemptions	Events that occur after the school day or on the weekend
Competitive Foods Regulation Section 10-215b-1	30 minutes before up through 30 minutes after the operation of any CNPs Stricter if CNPs are operating

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Restrictions for Selling Coffee, Tea, and Soft Drinks



At events if CNPs are operating

Example

ASP operates from 4:30 to 5:30 PM and a concession stand sells beverages to students at a football game (event) after the school day


- Section 10-215b-1 prohibits sales of coffee, tea, and soft drinks to students from 4:00 to 6:00 PM
- Section 10-215b-23 requires that the income from all foods and beverages sold to students from 4:00 to 6:00 PM accrues to school food service account

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Summary of Requirements for Selling Coffee, Tea, and Soft Drinks

Coffee, tea, and soft drinks cannot be sold to students on school premises unless



- the BOE has voted to allow beverage exemptions **AND**
- the sales are at the location of an event held after the school day or on the weekend **AND**
- the event does not occur while any CNPs are operating

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How Section 10-215b-1 Applies to "Giving" Coffee, Tea, and Soft Drinks

Example

SBP operates from 7:00 a.m. to 8:00 a.m.

NSLP operates from 11:30 a.m. to 1:00 p.m.

- Coffee, tea, and soft drinks cannot be given to students from 4:00 to 6:00 PM
- Examples: classroom parties and food rewards


Refer to "Giving" in this presentation

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Section 10-215b-23: Accrual of Income

Any income (gross income) from the sale of foods and beverages to students anywhere on school premises from 30 minutes before until 30 minutes after any state or federally subsidized CNP must accrue to the school food service program



https://eregulations.ct.gov/eRegsPortal/Browse/RCSA/Title_10Subtitle_10-215bSection_10-215b-23/

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How Section 10-215b-23 Applies to Income Accrual

When CNPs operate	When income must accrue to food service *
SBP 7:00 a.m. to 8:00 a.m.	6:30 a.m. to 8:30 a.m.
NSLP 11:30 a.m. to 1:00 p.m.	11:00 a.m. to 1:30 p.m.,
ASP 4:30 to 5:30 p.m.	3:00 p.m. to 5:00 p.m.

* Includes income from foods and beverages sold at exempted events

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Example: How Section 10-215b-23 Applies to Vending Machine Contracts

A contract specifies that the school food service receives 20% of total vending sales but vending machines operate from 30 minutes before up through 30 minutes after the NSLP

School food service must receive 100% of total vending sales (gross income) during this time, not the 20% specified in the vending machine contract

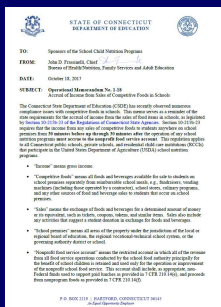
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CSDE Resource

**CSDE Operational Memorandum No. 1-18:
Accrual of Income from
Sales of Competitive
Foods in Schools**

Summarizes how
Section 10-215b-23 of
the Regulations of
Connecticut State apply



<https://portal.ct.gov/-/media/SDE/Nutrition/NSLP/Memos/OM2018/OM01-18.pdf>

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More Resources



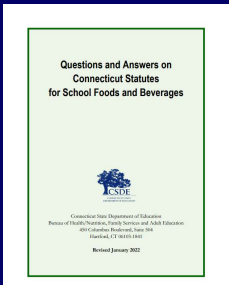
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CSDE Resource

**Questions and Answers
on Connecticut Statutes**

Provides answers to
commonly asked questions
about how to implement
the requirements of the
Connecticut General
Statutes for school foods
and beverages



https://portal.ct.gov/-/media/SDE/Nutrition/HFC/Questions_Answers_Connecticut_Statutes_School_Foods_Beverages.pdf

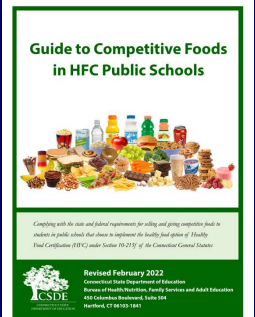
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CSDE Resource

**Guide to Competitive
Foods in HFC Public
Schools**

Comprehensive guidance
on complying with
federal and state
requirements for selling
and giving competitive
foods to students in HFC
public schools



https://portal.ct.gov/-/media/SDE/Nutrition/CompFoods/Competitive_Foods_Guide_HFC.pdf

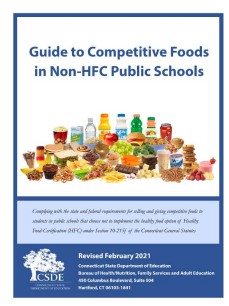
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CSDE Resource

**Guide to Competitive
Foods in Non-HFC
Public Schools**

Comprehensive guidance
on complying with
federal and state
requirements for selling
and giving competitive
foods to students in HFC
public schools



https://portal.ct.gov/-/media/SDE/Nutrition/CompFoods/Competitive_Foods_Guide_NonHFC.pdf

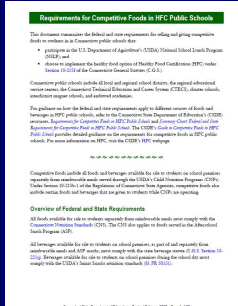
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CSDE Resource

**Requirements for
Competitive Foods in
HFC Public Schools**

Summarizes federal and
state requirements for
selling and giving
competitive foods to
students in HFC public
schools



https://portal.ct.gov/-/media/SDE/Nutrition/HFC/Requirements_Competitive_Foods_HFC.pdf

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CSDE Resource

Requirements for Competitive Foods in Non-HFC Public Schools

Summarizes federal and state requirements for selling and giving competitive foods to students in non-HFC public schools

https://portal.ct.gov/-/media/SDE/Nutrition/CompFoods/Competitive_Foods_Guide_NonHFC.pdf

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CSDE Resource

Requirements for Foods and Beverages in Vending Machines in HFC Public Schools

Summarizes federal and state requirements for selling and giving foods and beverages to students from vending machines in HFC public schools

https://portal.ct.gov/-/media/SDE/Nutrition/HFC/Vending_Machine_Requirements_HFC.pdf

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CSDE Resource

Requirements for Foods and Beverages in Vending Machines in Non-HFC Public Schools

Summarizes federal and state requirements for selling and giving foods and beverages to students from vending machines in non-HFC public schools

https://portal.ct.gov/-/media/SDE/Nutrition/HFC/Vending_Machine_Requirements_NonHFC.pdf

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CSDE Resource

Requirements for Foods and Beverages in School Stores in HFC Public Schools

Summarizes federal and state requirements for selling and giving foods and beverages to students from school stores in HFC public schools

https://portal.ct.gov/-/media/SDE/Nutrition/HFC/School_Store_Requirements_HFC.pdf

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CSDE Resource

Requirements for Foods and Beverages in School Stores in Non-HFC Public Schools

Summarizes federal and state requirements for selling and giving foods and beverages to students from school stores in non-HFC public schools

https://portal.ct.gov/-/media/SDE/Nutrition/HFC/School_Store_Requirements_NonHFC.pdf

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CSDE Resource

Requirements for Food and Beverage Fundraisers in HFC Public Schools

Summarizes federal and state requirements for selling foods and beverages to students from fundraisers in HFC public schools

https://portal.ct.gov/-/media/SDE/Nutrition/HFC/Fundraiser_Requirements_HFC.pdf

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CSDE Resource

Requirements for Food and Beverage Fundraisers in Non-HFC Public Schools

Summarizes federal and state requirements for selling foods and beverages to students from fundraisers in non-HFC public schools

https://portal.ct.gov/-/media/SDE/Nutrition/HFC/Fundraiser_Requirements_NonHFC.pdf
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CSDE Resource

Resources for Meeting the Federal and State Requirements for Competitive Foods in Schools

Links to resources on the federal and state requirements for selling and giving competitive foods to students

https://portal.ct.gov/-/media/SDE/Nutrition/CompFoods/Resources_Federal_State_Requirements_Competitive_Foods.pdf
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Questions?

Contact the state HFC coordinator or CSDE's school nutrition programs staff

<https://portal.ct.gov/SDE/Nutrition/Healthy-Food-Certification/Contact>
<https://portal.ct.gov/SDE/Nutrition/Contact-Information-for-School-Nutrition-Programs>
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Office of the Assistant Secretary for Civil Rights
1400 Independence Avenue, SW
Washington, D.C. 20250-9410;
- (2) fax: (202) 690-7442; or
- (3) email: program.intake@usda.gov.

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