

Competitive Food Rule

EDUCATION AND HUMANITIES CABINET

Department of Education

Office of Administration and Finance

702 KAR 6:090 Competitive food and beverage sales and service requirements.

RELATES TO: 42 U.S.C. 1751 to 1769b, 42 U.S.C. 1771 to 1789, KRS 156.010, 156.031, 156.035, 156.160, 156.200, 7 CFR 210.11

STATUTORY AUTHORITY: KRS 156.031, 156.035, 156.070, 156.160, 7 CFR 210.11

NECESSITY AND FUNCTION: This regulation is promulgated under the authority of the State Board for Elementary and Secondary Education's statutory mandates to implement federal education assistance programs and to protect the physical welfare and safety of public school children, and is needed to carry out the Congressional intent of the National School Lunch Act of 1946, the Child Nutrition Act of 1966, and all amendments thereto. This regulation is necessary to ensure that students have an opportunity to fully avail themselves of at least one meal planned with their dietary and nutritional needs in mind.

Section 1. (1) This regulation deals with the sale and service of food and beverages in competition with the School Breakfast Program or the National School Lunch Program, by the reason of such being conducted by student or parent organizations or school personnel through food sales, snack bars, or vending machines on the school campus.

Section 1. (2) The sale or serving of any food or beverage item to students in competition with the School Breakfast Program or the National School Lunch Program shall be prohibited on the school campus during the school day until 1/2 hour after the close of the last lunch serving period.

Adopted March 14, 1990

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