

SB 12
Fact Sheet

Signed into Law September 15, 2005
Commences July 1, 2007

Definitions:

- “Elementary School”** – A public school maintaining any grade from kindergarten to grade 6, but no grade higher than grade 6.
- “Middle School”** – Any public school maintaining grades 7 or 8, 7 to 9, inclusive, or 7 to 10 inclusive.
- “High School”** – Any public school maintaining any of grades 10 to 12, inclusive.
- “Full Meal”** – Any combination of food items that meet USDA-approved School Breakfast Program (SBP) or National School Lunch Program (NSLP) meal pattern requirements.
- “Added Sweetener”** – Any additive other than 100% fruit juice that enhances the sweetness of a beverage.
- “Sold”** – the exchange of food for money, coupons or vouchers.
- “Entrée”** – A food that is generally regarded as being the primary food in a meal, and shall include, but not be limited to, sandwiches, burritos, pasta and pizza.
- “Snack”** – A food that is generally regarded as supplementing a meal, including, but not limited to, chips, crackers, onion rings, nachos, French fries, donuts, cookies, pastries, cinnamon rolls, and candy.

Elementary Schools:

Only full meals and individually sold portions of nuts, nut butters, seeds, eggs, cheese packaged for individual sale, fruit, vegetables that have not been deep fried, and legumes.

Individually sold dairy items and whole grain food items may be sold to pupils at an elementary school, except food sold as part of a USDA meal program, if it meets all of the following standards:

- Not more than 35% of its total calories shall be from fat.
- Not more than 10% of its total calories shall be from saturated fat.
- Not more than 35% of its total weight shall be composed of sugar, including naturally occurring and added sugar.
- Not more than 175 calories per individual food item.

An elementary school may permit the sale of food items that do not comply with the above regulations as part of a school fundraising event in any of the following circumstances:

- The items are sold by pupils of the school and the sale of those items takes place off of and away from school premises.
- The items are sold by pupils of the school and the sale of those items takes place at least one-half hour after the end of the school day.

Middle, Junior or High School:

Snacks sold to a pupil in middle, junior or high school, except food served as part of the USDA meal program, shall meet all of the following standards:

- Not more than 35% of its total calories shall be from fat. Nuts, nut butters, seeds, eggs, cheese packaged for individual sale, fruits, vegetables that have not been deep fried, or legumes, exempt.
- Not more than 10% of its total calories shall be from saturated fat. Eggs or cheese packaged for individual sale, exempt.
- Not more than 35% of its total weight shall be composed of sugar, including naturally occurring and added sugar. Fruits or vegetables that have not been deep fried, exempt.
- Not more than 250 calories per individual food item.

Entrée items sold to a pupil in middle, junior or high school, except food served as part of a USDA meal program, shall:

- Contain no more than 400 calories per entrée.
- Contain no more than 4 grams of fat per 100 calories contained in each entrée, and shall be categorized as entrée items in the SBP or NSLP.

A middle, junior or high school may permit the sale of food items that do not comply with the above regulations in any of the following circumstances:

- The sale of those items takes place off of and away from school premises.
- The sale of those items takes place on school premises at least one-half hour after the end of the school day.
- The sale of those items occurs during a school-sponsored pupil activity after the end of the school day.

It is the intent of the Legislature that the governing board of a school district annually review its compliance with the nutrition standards described.