

Business and NonInstructional Operations

**CODE OF REGULATIONS, TITLE 5
FOOD SALES BY STUDENT ORGANIZATIONS**

15500. Food Sales in Elementary Schools

- a) Except as provided in subsection (b) and Section 155011 no school providing kindergarten or any grades one through eight shall permit the sale of food by pupil organizations if such school is participating in the National School Lunch, School Breakfast or Food Distribution program.
- b) The Governing Board of a school district or a County Superintendent of Schools may permit a student organization to sell not more than one food item per sale when all of the following conditions are met:
 - (1) The specific nutritious food item is approved by the Governing Board.
 - (2) The food sales do not begin until after the close of the regularly scheduled midday food service period.
 - (3) The sales during the regular school day are not of food items prepared on the premises.
 - (4) There are no more than four such sales per year per school.
 - (5) The food item sold is a dessert type food, such as pastry, ice cream or fruit.
 - (6) The food item sold is not one sold in the food service program at that school during that school day.

15501. Sales in High Schools and Junior High Schools

The Governing Board of any district or a County Superintendent of Schools maintaining a high school or a junior high school may permit an organization consisting solely of pupils of such school to sell food items during or after the regular school day if the following conditions are met:

- (a) The specific nutritious food items are approved by the Governing Board.
- (b) A student organization or organizations may be approved to sell food anytime during the school day, including the regularly scheduled food service period(s), as provided in (1) and/or (2):

FOOD SALES BY STUDENT ORGANIZATIONS (continued)

- (1) Only one such organization each school day selling no more than three types of food or beverage items such as confections, popcorn, nuts, fruit or soft drinks; and/or
 - (2) Anyone or more student organizations may conduct no more than four food sales of any food items during a school year in each school, but such sales shall be held on the same four days for any or all organizations.
- (c) The sales during the regular school day are not of food prepared on the premises.
- (d) The food items sold during the regular school day are not those sold by the district in the food service program at that school during that school day.