

Title 126
Legislative Rule
West Virginia Board of Education
Chapter 18-2
Series 4321.1

Title: Policy Prohibiting Sale of Non-Nutritional Foods

Section 1. General

1.1 Scope - This is a policy prohibiting the sale of foods other than type A school lunch, milk and breakfast in the school lunchroom during the lunch period and throughout the school day in all public schools.

1.2 Authority & Related Code Citation(s) - W. Va. Code 18-2-5

1.3 Filing Date - December 23, 1982

1.4 Effective Date - December 23, 1982

Section 2. Resolution

2.1 WHEREAS, The West Virginia Board of Education, on May 18, 1973, adopted a policy prohibiting the sale of foods other than the Type A school lunch, milk and breakfast in the school lunchroom during the lunch period, and,

2.2 WHEREAS, The West Virginia Board of Education, on May 18, 1973, voiced its concern about the sale of non-nutritional foods on any part of the school campus during any part of the school day and recommended at that time that action by the local boards of education be considered to phase out such sales, and,

2.3 WHEREAS, A survey conducted by the West Virginia Department of Education on September 7, 1975, shows that, of the 1,040 public schools and 25 non-public schools responding, 26 percent sold candy, 27 percent sold soft drinks, 4 percent sold chewing gum and 6 percent sold flavored ice bars on the school campus during the school day, and,

2.4 WHEREAS, The West Virginia School Food Service Advisory Council on October 29, 1975, has expressed opposition to the sale of non-nutritional foods at any time during the school day in the public and non-public schools, and,

2.5 WHEREAS, The Council on Dental Health of the American Dental Association has stated that candy, soft drinks and other confections with concentrated fermentable sugar are associated with an increase in dental cares and has discouraged such sales to children in schools, and,

2.6 WHEREAS, The Ten-State Nutritional Survey of 1968-1970, in which West Virginia participated stated, "In adolescents it was found that between-meal snacks of high carbohydrate foods such as candies, soft drinks, and pastries were associated with the development of dental cares." Now, therefore,

2.7 BE IT RESOLVED, That effective with the 1976-77 school year the sale of the following non-nutritional foods or beverages is prohibited during the school day in all public schools of the State:

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Candy
Soft drinks
Chewing gum
Flavored ice bars

2.8 BE IT FURTHER RESOLVED, That, in order to coordinate school practices with nutritional instruction, the consumption, during the school day, of the food and beverage items listed above be discouraged in all public schools of the State.