

WEST VIRGINIA  
SECRETARY OF STATE

BETTY IRELAND

ADMINISTRATIVE LAW DIVISION

Form #5

Do Not Mark In This Box

2008 JAN 11 PM 3:36

OFFICE OF THE  
SECRETARY OF STATE

NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE  
OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY: West Virginia Board of Education TITLE NUMBER: 126

CITE AUTHORITY: W.Va. Constitution, Article XII, §2 and W.Va. Code §18-2-5

RULE TYPE: PROCEDURAL \_\_\_\_\_ INTERPRETIVE \_\_\_\_\_

EXEMPT LEGISLATIVE RULE X

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

W.Va. Code §§ 29A-3B-1, et seq.; W.Va. Board of Education  
v. Hechler, 180 W.Va. 451; 376 S.E.2d 839 (1988).

AMENDMENT TO AN EXISTING RULE: YES X NO \_\_\_\_\_

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 86

TITLE OF RULE BEING AMENDED: Standards for School Nutrition (4321.1)

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: \_\_\_\_\_

TITLE OF RULE BEING PROPOSED: \_\_\_\_\_

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE. THE  
EFFECTIVE DATE OF THIS RULE IS July 1, 2008.



Jack McClanahan  
Deputy State Superintendent of Schools

**EXECUTIVE SUMMARY**  
**WEST VIRGINIA DEPARTMENT OF EDUCATION**

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**Policy Number and Title:** Policy 4321.1  
Standards for School Nutrition

**Background:**

The Child Nutrition and WIC Reauthorization Act of 2004 created many federal regulatory changes affecting public school sponsors of National School Lunch Program (NSLP) and School Breakfast Programs (SBP). In particular, the ACT established the Local Wellness Policy requirement to govern all schools participating in the NSLP. Additionally, Congress directed the Center for Disease Control (CDC) to undertake a study with the Institute of Medicine (IOM) to review and make recommendations about appropriate nutritional standards governing the availability, sale, content and consumption of foods at school, with attention on competitive foods. In April 2007, the IOM released their report, *Nutrition Standards for Healthy Schools: Leading the Way Toward Healthier Youth*.

Citing the increasing prevalence of childhood obesity and related negative trends in children's eating and physical activity, and prompted by federal regulatory changes and the release of the IOM's report, the broadly representative State Nutrition Advisory Council convened to carrying out its responsibility to apprise the State Board of current research findings and potential implications for program development, as prescribed in this policy (§126-86-14). The Council recommends strengthening standards for foods sold, served or delivered to students and called for actions to promote safe and healthy learning environments. The Council proposes the repeal and replacement of Policy 4321.1 to revise the current standards to comply with the federal requirements adopted in the Child Nutrition and WIC Reauthorization Act of 2004. Additionally, the proposed replacement adopts many of the recommended standards for competitive foods issued by the Institute of Medicine's Committee on Nutrition Standards for Foods in Schools.

**Proposals:**

The repeal and replacement of Policy 4321.1, *Standards for School Nutrition*, is recommended to strengthen current standards as follows: (a) amend the nutrition standards for school nutrition programs to reduce the allowable sugar content of cereals offered to students, eliminate trans fat from school meals and amend the meal pattern requirements to recognize the Pre-K through second grade category (§126-86-4); (b) adopt the IOM's nutrition standards for foods and beverages made available to students outside the school meals programs on school premise during the school day (§126-86-5), except for healthy beverage and soft drink sales permitted by WV State Code; (c) establish rules and procedures to govern special dietary needs and food safety concerns related to foods and beverages brought or delivered to schools from sources outside the school meals programs (§5.2); (d) address the issues of marketing foods and beverages to students during the school day (§126-86-6); (e) incorporate the federal requirement for Local Wellness Policy development and oversight into state board policy (§126-86-12); and (f) expand the scope and conditions related to accountability and compliance by setting forth the terms for noncompliance with the policy (§126-86-13).

**Impact:**

Proposed revisions will positively impact students' health and learning by improving nutrient intake, and lowering the risks of obesity and nutrition related diseases, and by modeling practices consistent with health education standards. Since other proposed revisions improve the nutritional value of food options and do not limit currently prohibit foods and beverages, no decrease in food sales and revenues is anticipated. Implementation of proposed actions will require training and/or guidance delivered by the West Virginia Department of Education to county and school personnel.

TITLE 126  
LEGISLATIVE RULE  
BOARD OF EDUCATION

FILED  
2008 JAN 11 PM 3:36

SERIES 86  
STANDARDS FOR SCHOOL NUTRITION (4321.1)

OFFICE OF THE CLERK  
SECRETARY OF STATE

**§126-86-1. General.**

1.1. Scope - This legislative rule establishes nutrition standards for foods sold, served and/or distributed to students in schools during the school day. The procedures relate both to nutritional standards of school meals and other foods and beverages sold, served or distributed to students. Further, this rule includes recommendations pertaining to all foods sold, served or distributed on school premises.

1.2. Authority - W. Va. Constitution, Article XII, §2 and W. Va. Code §18-2-5.

1.3. Filing Date. – January 11, 2008.

1.4. Effective Date. – July 1, 2008.

1.5. Repeal of Former Rule. This legislative rule repeals and replaces W. Va. §126CSR86, West Virginia Board of Education (WVBE) Policy 4321.1, *Standards for School Nutrition*, filed October 18, 2004 and effective November 17, 2004.

**§126-86-2. Purpose.**

2.1. Research has shown that schools play an important role in shaping students' health behaviors. Students spend a major part of their day in the school environment. It is vital that this environment support the development of a healthy lifestyle, offer opportunities for students to make healthy and informed selections, and prepare students for academic success. In West Virginia schools, federally funded school nutrition programs are available to provide nutritious foods to all students. It is intended that these child nutrition programs be the main source of foods and beverages available at school. These programs have specific requirements to ensure that adequate nutrients are offered to promote health. Other foods and beverages, when available, should also provide necessary nutrients and contribute to an overall healthy eating environment. Schools are uniquely positioned to model and reinforce these healthful eating behaviors. This policy reflects an integrated approach to ensuring a school environment that promotes optimal nutrition for all students.

The intent of this policy is to encourage and enable schools to provide students with nutritious food and beverage choices that will enhance learning and promote healthy behaviors that can be maintained throughout life.

**§126-86-3. Operational Definitions.**

3.1. *Bottled water* is defined as plain natural water containing no additives.

3.2. *Candy* is defined as any food that, as served in its finished form, contains, by weight, more than 35% sugar (in crystalline form or in solution as syrup, both monosaccharides and disaccharides) and/or other sweetening agents, or any food product commonly referred to as "candy".

3.3. *Chewing gum* is defined as a preparation of chicle or other plastic substance sweetened and/or flavored for chewing.

3.4. *Competitive foods* are defined as all foods and beverages sold, served or distributed in competition with meals served under the United States Department of Agriculture's (USDA) Child Nutrition Programs in the food service areas during the meal service periods.

3.5. *Elementary school*, for purposes of this rule, is defined as a school serving any students in grades pre-kindergarten up to and including grade four.

3.6. *Enrollment* is defined as "head count".

3.7. *Flavored ice bar* is defined as a frozen confection consisting of water mixed with flavored syrups and/or powders, sugars and/or other sweetening agents, binders, stabilizers and/or emulsifiers.

3.8. *Food service area* is defined as any area on school premises where reimbursable meals are served and/or consumed by students.

3.9. *Full-time* is defined as a 12-month employment period with exclusive nutrition program responsibilities.

3.10. *High school*, for the purposes of this rule, is defined as a school with a grade configuration of 9-12, 10-12 or 11-12.

3.11. *In-school snacks* are defined as nutritious snacks that are not federally subsidized and provided at cost through the child nutrition program during the school day.

3.12. *Meal service period* is defined as 20 minutes before the first child is served a meal until 20 minutes after the last child receives a meal.

3.13. *Milkshakes* are defined as non-fat and/or 1% low-fat milk milkshake products that provide a minimum of 8 oz. fluid milk equivalency that meets the USDA meal pattern requirement or West Virginia's Option B meal pattern requirement.

3.14. *Nutritious choices* are defined as fruits, vegetables, plain water, 100% fruit or vegetable juices; non-fat and/or 1% low-fat milk, cheese, yogurt; grain foods containing whole grain as the first listed ingredient; nuts and/or seeds.

3.15. *Other foods and beverages* are defined as any food or beverage, sold, served or distributed to students including snacks from vending machines, school stores, parties,

and school day fund raising activities, except those served as part of the child nutrition program meals and snacks. Other foods do not include those brought to school by individual students for their own consumption.

3.16. *Reward* is defined as something given in recompense or compensation for service, merit, achievement or some other type of worthy behavior.

3.17. *School day* is defined as the period of time between the arrival of the first student at the school building and the end of the last instructional period.

3.18. *School premises* is defined as school or county board of education property.

#### **§126-86-4. Nutrition Standards for School Nutrition Programs.**

4.1. All foods or beverages made available on school premises during the school day must meet the requirements of this policy.

4.2. For all schools, county boards of education shall select one of two West Virginia Department of Education (WVDE) Lunch Menu Planning Options: Option A (see section 4.3), based on current meal patterns, the current *Dietary Guidelines for Americans* and nutrient analysis standards as defined in section 4.3.1. or Option B (see section 4.4), based on a food component meal pattern, current *Dietary Guidelines for Americans* and nutrient analysis standards as defined in section 4.3.1. The Breakfast Meal Pattern proposes a single implementation option (see section 4.5).

#### 4.3. Lunch Implementation Option A.

4.3.1. School lunches shall meet current WVDE meal pattern requirements and averaged over a period of one week:

- a. provide at least one-third of students' Recommended Dietary Allowances (RDAs) for calories, protein, calcium, iron, vitamins A and C;
- b. limit calories from fat to no more than 30%; saturated fat to less than 10%, and trans fat not to exceed 0.5 grams per product;
- c. limit sodium to no more than 1100 milligrams;
- d. provide at least 6 grams of naturally occurring dietary fiber;
- e. offer water;
- f. omit any foods or beverages containing non-nutritive/artificial sweeteners; and
- g. meet the current *Dietary Guidelines for Americans*.

4.3.2. Require additional foods be provided to pregnant or lactating students so that breakfast and lunch together, or in combination with a snack, provide:

a. a total of 5 oz. of protein foods, 1 oz. of which shall be 1 oz. cheese, 1 cup yogurt or 8 oz. fluid milk;

b. 3 servings from the grain group, preferably from whole grains;

c. 1 1/4 cups from the fruit and vegetable group;

d. 16 fl. oz. from milk group; and

e. 1 cup of fruit in place of one serving of the grain group once a week shall be allowed.

## 4. 4. Lunch Implementation Option B Minimum Requirements\*.

<b>COMPONENT</b>	<b>PRE-K-2</b>	<b>Grades 3-4</b>	<b>Grades 5-8</b>	<b>Grades 9-12</b>
Fruit/Vegetable** Offer fresh produce whenever possible	¾ cup At least ¼ cup fresh 5 times/week	1 cup At least ¼ cup fresh 5 times/week	1 cup At least ½ cup fresh 5 times/week	1¼ cup At least ½ cup fresh 5 times/week
Meat/Meat Alternate** Emphasize lean and lower sodium choices Serve dried beans, dries peas or lentils at least once/week	1½ oz At least ¼ cup dried beans, dried peas or lentils/week	2 oz At least ¼ cup dried beans, dried peas or lentils/week	2 oz At least ½ cup dried beans, dried peas or lentils/week	2 oz At least ½ cup dried beans, dried peas or lentils/week
Bread/Bread Alternate** Emphasize whole grain products	1/day At least 5 servings/week must contain at least 33% whole grain or 5 g whole grain per 1 oz	1/day At least 5 servings/week must contain at least 33% whole grain or 5 g whole grain per 1 oz	1/day At least 5 servings/week must contain at least 33% whole grain or 5 g whole grain per 1 oz	1/day At least 5 servings/week must contain at least 33% whole grain or 5 g whole grain per 1 oz
Total servings per week	(7/week)	(9/week)	(11/week)***	(11/week)***
Milk Offer only milk with 1% or less butterfat.	8 fl oz	8 fl oz	8 fl oz	8 fl oz
Water Encourage adequate water consumption	Offer water	Offer water	Offer water	Offer water

\* Require additional foods for pregnant and lactating students as specified in "Lunch Implementation Option A". (see section 4.3.2.).

\*\* Snack Option may be chosen (see section 10.1.).

\*\*\* When 11 servings of bread/bread alternate are served per week, a total of two of the bread servings, but not more than one per day, may be grain-based desserts.

## 4.5. Breakfast Implementation\*.

<b>COMPONENT</b>	<b>Grades Pre-K-12</b>
<b>MILK</b> Offer lower fat choices	8 fl oz offer only milk with 1% or less butterfat
<b>FRUIT/VEGETABLE</b> Offer daily a fruit, 100% juice or vegetable that is a good source of vitamin C	1/2 cup
<b>MAY CHOOSE ONE SERVING FROM EACH OF THE FOLLOWING COMPONENTS OR TWO SERVINGS FROM ONE</b>	
<b>BREAD/BREAD ALTERNATE</b> Offer whole grain varieties daily Offer low fat, low sugar, high fiber choices Cereals shall contain no more than 35% of calories from sugars	1 or 2 servings
<b>MEAT/MEAT ALTERNATE</b> Encourage low-fat and low-sodium choices daily	1 serving recommended

\* Require additional foods for pregnant and lactating students as specified in "Lunch Implementation Option A".

**§126-86-5. Nutrition Standards for Other Foods and Beverages.**

5.1. All *other foods and beverages* made available on school premises during the school day must meet the requirements set forth in this policy. In order to promote healthy eating habits, the consumption of fruits, vegetables, whole grains and non-fat and/or 1% low-fat dairy products should be encouraged.

5.1.1. *Other foods and beverages* available to students on school premises shall contribute to students' nutrient requirements and should not add unnecessary calories, fat, sugar or sodium. While West Virginia law allows county boards to permit the sale of soft drinks to students in high schools, the West Virginia Board of Education strongly recommends that only water, 100% fruit and/or vegetable juice and non-fat and/or 1% low-fat milk, flavored or unflavored be sold, served or distributed during the school day. It is required that all *other foods and beverages* available during the school day reflect the following requirements:

- a. Limit total calories to no more than 200 per product/package;
- b. Limit total fat to no more than 35% of calories per product/package excluding nuts, seeds or cheese;
- c. Limit saturated fat to less than 10% of the total calories;
- d. Limit trans fat to less than or equal to 0.5 grams per product/package;
- e. Reduce sugar content of food items to no more than 35% of calories per product excluding fruits;
- f. Limit sodium to no more than 200 milligrams per product/package;
- g. At all grade levels, it is recommended that only water, 100% fruit and/or vegetable juice and non-fat and/or 1% low-fat milk, flavored or unflavored be sold, served or distributed during the school day. However, W. Va. Code §18-2-6a permits the sale of other juice beverages with a minimum of 20% real juice;
- h. No candy, soft drinks, chewing gum or flavored ice bars will be sold, served or distributed during the school day, except that, W. Va. State Code §18-2-6a permits the sale of soft drinks to students in county high schools except during breakfast and lunch periods.
- i. The WVBE strongly recommends that other juice beverages not contain added sugar;
- j. Limit fruit/vegetable juice portion sizes to no more than 4 oz. for elementary students and no more than 8 oz. for middle/high school students per product/package;

k. Prohibit the sale, service or distribution of coffee and coffee-based products during the school day;

l. Prohibit caffeine containing beverages with the exception of those containing trace amounts of naturally occurring caffeine substances; and

m. Prohibit the sale, service or distribution of any foods containing non-nutritive/artificial sweeteners.

5.1.2. Except for foods served in the school nutrition programs, no food or beverage shall be sold, served or distributed to students in elementary schools from the time the first child arrives at school until 20 minutes after all students are served lunch.

5.1.3. Foods and beverages shall not be offered as a reward or used as a means of punishment or disciplinary action for any student during the school day.

5.1.4. Foods and beverages may not be sold, served or distributed in competition with the federal child nutrition programs in the food service areas during the meal service periods.

5.1.5. *Other foods and beverages* may not be sold, served or distributed in such a way as to encourage the distribution or purchase of these items as a ready substitute for, or in addition to, reimbursable meals.

5.1.6. Wherever and whenever foods are sold, served or distributed on school premises, outside the school day, such foods shall include nutritious choices.

5.1.7. Food and beverage contracts must comply with WV 126 CSR 202, WVBE Policy 8200, *Purchasing Policies and Procedures Manual for Local Educational Agencies*. All contracts shall be approved and signed by the county board or the county superintendent, if approval authority has been delegated by the board to the superintendent. County boards of education are statutorily created and given authority to contract. Individual schools do not have such authority. All food and beverage contracts or agreements regarding public schools and vendors shall meet all purchasing standards as set forth in policy and code and shall be competitively negotiated. Contracts that extend beyond a fiscal year shall contain a clause allowing the board to terminate the contract at the end of each year. Contracts shall facilitate the WVBE efforts to offer and promote nutritious food and beverage choices.

5.2. Due to special dietary needs and food safety concerns, foods and beverages brought or delivered from outside sources may be consumed only by individual students for which they were brought or delivered, and not by the general student population. Organized food events and celebrations held during the school day shall be regulated and monitored by school personnel to meet the requirements of this policy.

**§126-86-6. Marketing Other Foods and Beverages During the School Day.**

6.1. On school premises, from the arrival of the first child at school until the departure of the last regularly scheduled school bus, all fund raising activities involving foods and beverages shall comply with the standards set forth in this policy. (see section 5.1.)

6.2. County boards of education should minimize marketing other foods and beverages in the high school setting by locating their distribution in low student traffic areas and by ensuring that the exterior of vending machines does not depict commercial logos of products or suggest that the consumption of vended items conveys a health or social benefit.

**§126-86-7. Á La Carte Sales.**

7.1. All meals must be priced and served as a unit. Only fluid milk, non-fat and/or 1% low-fat milkshakes and bottled water may be sold as á la carte items for breakfast and lunch at any grade level.

**§126-86-8. Availability of Drinking Water.**

8.1. In addition to milk, safe drinking water shall be offered with meals for student consumption in all child nutrition programs. Cups must be available with any water dispenser for easy student access.

8.2. Schools shall make available plain, unflavored water throughout the school day at no charge.

**§126-86-9. Adequate Time for Meal Consumption.**

9.1. Adequate time shall be allowed for student meal consumption. Minimum time allowance (eating time for each student after being served the meal) for student consumption of meals shall be ten minutes for breakfast and 20 minutes for lunch. Activities may not be scheduled during meal service times to distract or limit student participation in the nutrition programs. Recess before lunch is strongly encouraged in elementary schools.

9.2. If a school offers an education schedule that utilizes the meal service period for academic purposes, the child nutrition program must provide an adequate reimbursable meal to students.

**§126-86-10. Snack Options.**

10.1. Child Nutrition Program Snack Option. Schools may choose to allow adequate time for consumption of food by extending the meal period or by providing a snack under the following stipulations: (Note: Prior WVDE approval is required to provide the fruit/vegetable snack option for lunch.)

- a. The snack may be offered from a separate credible meal pattern menu item at breakfast or lunch for consumption later;
- b. The snack item may be a single serving of bread/bread alternate, fruit or vegetable;
- c. If the snack option is chosen, school administrators and teachers should support this effort by providing students with the time and opportunity to eat these snacks during the day;
- d. Timing of the snack should be determined by the individual school choosing this option;
- e. The price of meals may not be increased solely as a result of choosing this option; (Note: No federal reimbursements exist for this snack option.); and
- f. Schools choosing this snack option may elect to sell the same snack foods at cost to students who do not purchase a school meal.

10.2. In-school Snack Program. A nutritious snack may be provided to students through the child nutrition program during the school day. Food items planned should be age appropriate to prevent choking and adjusted to meet the nutritional needs of the child based on age. It is recommended that snack choices include fruits/vegetables, whole grains and non-fat and/or 1% low-fat dairy. The county child nutrition director shall work collaboratively with school personnel to approve an in-school snack program that provides nutritious snacks at cost to children during the school day.

**§126-86-11. Staffing.**

11.1. Each county superintendent shall designate a school nutrition program director according to the criteria listed below. The school nutrition director must hold an authorization endorsed as School Nutrition Program Director that is approved and issued by the WVDE.

11.1.1. An applicant for initial authorization must provide evidence of satisfying the following:

- a. A minimum of a bachelor's degree with a 2.5 overall grade point average (GPA);
- b. At least 6 semester hours of course work in nutrition and/or food service management; and
- c. Receive the recommendation of the county superintendent verifying that the applicant is the most qualified candidate for the position.

11.1.2. The authorization shall be valid for one school year and shall expire on June 30.

11.1.3. The applicant for renewal of the authorization for School Nutrition Program Director must provide evidence of satisfying the following:

a. Completion of 15 clock hours of staff development related to Child Nutrition Programs and offered or granted prior approval by the WVDE; and

b. Recommendation of the superintendent in the county in which the applicant is or was employed.

11.2. One authorized School Nutrition Program Director shall be appointed for each county. Upon WVDE approval, a full-time School Nutrition Program Director may be employed with multi-county oversight responsibilities not to exceed two counties.

11.3. The employment of a full-time School Nutrition Program Director at the county level is strongly recommended. Suggested staffing shall be based on the following:

11.3.1. One full-time authorized School Nutrition Program Director;

11.3.2. One assistant School Nutrition Program Director for each county where enrollment exceeds 7,000 students; and

11.3.3. Two secretaries for food service operations at the county level where enrollment exceeds 7,000 students.

11.4. It is strongly recommended that county Child Nutrition Program staff avail themselves to professional dietetic services to assist in planning and implementing Child Nutrition Program requirements.

**§126-86-12. Local Wellness Policy.**

12.1. The Child Nutrition and WIC Reauthorization Act of 2004, Section 204 of Public Law 108-265, requires that all local education agencies participating in the National School Lunch Program develop a local wellness policy by the first day of the 2006-2007 school year. The local wellness policy provides an opportunity for schools to create an environment that promotes wellness. Sponsors must at a minimum complete an assessment of each school to identify areas of improvement. Policy provisions must exceed current state and federal minimum requirements to demonstrate improvement.

12.2. Development of the policy shall involve a broad spectrum of the school and community members including health care providers, food service personnel, teachers, students, parents, board members and educational administrators.

12.3. The policy must address each of the following areas:

12.3.1. Nutrition education;

12.3.2. Physical activity;

12.3.3. Nutrition guidelines for all foods and beverages available on school campus; and

12.3.4. Other school-based activities to promote student wellness.

12.4. The policy must include an evaluation plan for measuring the implementation of the policy and progress that is being made.

12.5. A timeline must be established for implementation, assessment and evaluation of the policy. A county-wide assessment must be conducted biannually to determine progress in targeted areas and to identify areas needing improvement.

12.6. The Local Wellness Policy must be county board approved.

12.7. The county-wide policy must govern all schools and must be submitted to the WVDE's, Office of Child Nutrition biannually. Additionally, the policy must include current revisions and evidence of yearly progress.

12.8. Failure to submit the local wellness policy to the WVDE's, Office of Child Nutrition as required may result in a non-compliance violation and suspension of federal meal reimbursements pending compliance with local wellness policy requirements.

### **§126-86-13. Accountability and Compliance.**

13.1. County boards of education and local school administrators shall provide a safe and healthy learning environment for all students and proper accountability for all funds received from food and beverage sales. Methods for monitoring compliance may include, but are not limited to:

13.1.1. Coordinated Review Effort (CRE), School Meals Initiative Review (SMI), Independent Audits, annual site monitoring by food service directors, and reviews conducted by the WVDE.

13.2. Compliance with the standards set forth in this policy is required to enable schools to provide students with nutritious food and beverage choices that will enhance learning and promote healthy behaviors that can be maintained throughout life. School child nutrition programs shall be the main source of foods and beverages available at school. These programs have specific requirements to ensure that adequate nutrients are offered to promote health.

13.2.1. Noncompliance with the rules and standards stipulated in section 126-86-4 of this policy may result in sanctions that include suspension or recovery of federal reimbursements.

13.2.2. Noncompliance with the rules and standards stipulated in section 126-86-5 of this policy may result in sanctions that include a recovery of local general funds and/or removal of vending privileges.

13.2.3. Noncompliance with the rules and standards stipulated in section 126-86-11 of this policy may result in sponsor disqualification from Child Nutrition Program's State Revenue Matching distribution pending compliance. Failure to complete the annually required 15 clock hours of staff development related to Child Nutrition Programs and offered or granted prior approval by the WVDE shall result in a rollover of deficient hours into the next school year(s).

13.2.4. Noncompliance with the rules and standards stipulated in section 126-86-12 of this policy may result in the institution of a probationary period requiring an approved corrective action plan.

**§126-86-14. Nutrition Advisory Council.**

14.1. A broad-based Nutrition Advisory Council shall be established by the WVDE for the purposes of keeping the WVBE apprised of current research findings in nutrition and assessing potential implications of findings for program development and implementation.

**§126-86-15. Evaluation Component.**

15.1. An evaluation/assessment component shall be established by the WVDE for the purpose of determining the effectiveness of this policy.

**§126-86-16. Severability.**

16.1. If any provision of this rule or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this rule.

**FISCAL NOTE WORKSHEET**  
(Submit 4 Copies)

HD NO \_\_\_\_\_ DRAFT NO \_\_\_\_\_ BILL NO \_\_\_\_\_ RESOLUTION NO \_\_\_\_\_

SUBJECT Standards for School Nutrition, Policy 4321.1 FUND \_\_\_\_\_

SOURCE OF REVENUE:  GENERAL FUND  SPECIAL  OTHER (SPECIFY) \_\_\_\_\_

COST OF ESTIMATE BASED ON:  AN ORIGINAL ESTIMATE  BUDGET BILL  OTHER (SPECIFY) \_\_\_\_\_

INCOME ESTIMATE BASED ON:  AN ORIGINAL ESTIMATE  BUDGET BILL  OTHER (SPECIFY) \_\_\_\_\_

SHOW OVER-ALL EFFECT IN ITEMS 1 AND 2 & GIVE EXPLANATION OF BREAKDOWN BY FISCAL YEAR INCLUDING LONG-RANGE EFFECT

EFFECT OF PROPOSAL	ANNUAL		FISCAL YEAR		
	INCREASE	DECREASE	CURRENT	NEXT	THEREAFTER
1. ESTIMATED TOTAL COST	\$0	\$0	\$0	\$0	\$0
PERSONAL SERVICES CURRENT EXPENSES REPAIRS/ALTERATIONS EQUIPMENT OTHER	\$0	\$0	\$0	\$0	\$0
2. ESTIMATED TOTAL REVENUES	\$0	\$0	\$0	\$0	\$0

3. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT):

DATE

AGENCY

AUTHORIZED REPRESENTATIVE

11/06/07

West Virginia Department of Education

/s/ Jack McClanahan

**Policy 4321.1: Standards for School Nutrition  
Comment Log  
November 16, 2007 – December 17, 2007**

Action Type  
 N: No Response - Negative  
 NA: Not Accepted + Positive  
 A: Accepted o Neutral

DATE	INDIVIDUAL ORGANIZATION	COMMENTS	ACTION/ TYPE	RATIONALE
		<b>§126-86-1 General</b>		
11-18	Paula Potter Principal <a href="mailto:ppotter@kcs.kana.k12.wv.us">ppotter@kcs.kana.k12.wv.us</a> Riverside High School One Warrior Way Belle WV 25015	I believe flavored water should be allowed to be sold in schools. This flavor does not add calories but encourages students to drink water.	NA / 0	
11-19	Margo Friend foster parent <a href="mailto:mexlinef@yahoo.com">mexlinef@yahoo.com</a> PO Box 742 Charleston WV 25323	I am not commenting on each section just the whole thing, I think it is good. But one must make sure the food that is available, tastes good, which is my child's complaint. I also think nuts should be banned from ALL schools due to allergies, that way the kids who are allergic are not subject to ridicule and intentional attacks by kids to see "what happens" if they bring nuts. One kid at Capital has been a victim of this several times this year and it could kill her. So if all schools banned nuts that would take the pressure and blame off of the students.	NA / +	
11-19	Sharon Hill Retired Teacher <a href="mailto:Climber914@aol.com">Climber914@aol.com</a>	Hi: My name is Sharon Hill; I taught elementary school for 35 years and had to resign four years ago due to being disabled. Prior to that, I started seeing second graders bringing in "family size" snacks and eating all of it at recess. It was appalling and extremely hard to get them away from some of	NA / +	

**Policy 4321.1: Standards for School Nutrition  
Comment Log  
November 16, 2007 – December 17, 2007**

Action  
 N: No Response  
 NA: Not Accepted  
 A: Accepted

Type  
 - Negative  
 + Positive  
 o Neutral

DATE	INDIVIDUAL ORGANIZATION	COMMENTS	ACTION/ TYPE	RATIONALE
		<p>my students: the ones who brought them were also on free lunch. [And after school, these kids' parents would be waiting for them with more junk food.]</p> <p>I am so glad that action has been implemented on behalf of the nutrition of children: they are getting more and more obese and it's frightening.</p> <p>When I was in grade school, baby boomer that I am, we had a choice of buying an apple or orange juice with ice at recess. And that was healthy. But the pendulum has swung so far the other way that I am thankful for what is being done now.</p> <p>Judy Crabtree is my best friend: she sent me an email that linked me to you. Kudos for all of your hard work. It will pay off.</p>		
11-19	<p>Danita Nellhaus            Parent member of the John Adams Middle School Wellness Team  <a href="mailto:nellhaus@verizon.net">nellhaus@verizon.net</a></p>	<p>I am a parent member of the John Adams Middle School Wellness Team, and a public member of the Kanawha County Wellness Committee. I am a Registered Nurse and work part time as a substitute school nurse in Kanawha County.</p> <p>As you can probably guess, I am in support of the Standards for School Nutrition. I think it is aggressive and will</p>	NA / +	

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		<p>hopefully turn things around in our schools. Recently I have learned a lot about how communities around the country have made positive impacts on the well-being of the students by offering a more nutritionally sound environment.</p> <p>Linda St. Clair has been an asset to the John Adams Wellness Team and has offered her expertise as we navigate the system to make some positive change.</p> <p>Thank you and good lunch in your endeavor! If we can make our voice heard in any other venue, please let me know.</p>		
11-20	Kimberly White Social Worker <a href="mailto:vinmace@gmail.com">vinmace@gmail.com</a> 7 Brod Way Barboursville WV 25504	<p>I wholeheartedly commend and support this policy. My children are still toddlers, but I emphasize good nutrition even at this young age. I believe the time has come for schools to model the importance of healthful foods by not offering all the junk. Thank you for having the foresight to create and implement this policy.</p>	NA / +	
11-21	Debora Mattingly <a href="mailto:patdeb97@verizon.net">patdeb97@verizon.net</a> 826 Cedar Rd Charleston WV 25314	<p>I am very supportive on this policy that will encourage better health habits in our children</p>	NA / +	

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11-24	Lori Post Mother <a href="mailto:theposts@localnet.com">theposts@localnet.com</a> 3962 Gladly Creek Road Ireland WV 26376	I am all for disallowing parents to bring in snacks or party foods for students!! My kids eat sooo much candy and cupcakes almost every day which are brought in by other parents and even the teachers. Always an excuse... reward for good behavior, it's so-and-so's birthday, it's another holiday, (and I could go on and on). It's just an excuse to over treat, over fatten and over indulge their (and everyone else's) kids. Look at the parents and you can see they're turning their and my kids into fat unhealthy them!! Please, please please pass this bill, or whatever it is amendment or whatever. Thank you!	NA / +	
11-24	Jessica Baczuk <a href="mailto:jbaczu01@shepherd.edu">jbaczu01@shepherd.edu</a> 3962 Gladly Creek Road Ireland WV 26376	Please pass this bill that stops allowing other parents as well as teachers from bringing food or snacks in for the whole classroom. I see my siblings every day coming home with candy, cupcakes and general junk food that other parents brought in for the whole class. They load up on that then don't eat when they get home because they're full. This is so unhealthy. Parents should be able to bring food for their own kids, but quit fattening up our!!	NA / +	
11-25	Shaun Stanley Student <a href="mailto:stiznoit@gmail.com">stiznoit@gmail.com</a> WVU Graduate Student 1487 Van Voorhis Road Morgantown WV 26505	I commend the WVDE and the State Board for this policy and trying to improve the nutritional quality of foods sold to our students. I wish that you would strengthen the policy to remove all soda from our schools--high school or not. I would recommend eliminating any high fructose corn syrup containing products.	NA / +	

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11-26	Linda P. Hill Mrs. lphill@access.k12.wv.us 20 East Benjamin Drive New Martinsville WV 26155	The way I read this policy, teachers have absolutely no leeway in deciding how to reward students with "food." I have for many years SPARINGLY rewarded my students with candy for big achievements in earning A.R. points in reading. They and their parents have told me that my reward system is a big motivator. Possibly some teachers have misused the idea of rewarding students with candy prizes and bonuses, but I have not and I feel that I will be punished along with those who have. I have a Home Economics background and PREACH to my students about making wise choices and the idea of MODERATION in choosing foods. I just hate this "big brother" attitude that ONLY GOVERNMENT knows best. I could easily be overweight, even obese, if I weren't careful in my lifestyle choices, which is more than I can say for many of my colleagues. Why not forbid teachers from modeling bad nutritional behavior, such as eating candy bars and drinking soft drinks in front of the students? That would make more sense to me than forbidding even the OCCASIONAL "forbidden treat" given by teachers as a motivational tool. I think teachers should be given the option of deciding the use of appropriate rewards of food, and if certain teachers do not use a common sense approach, then step in and stop it, but don't simply take our options away from us, please.	NA / -	

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11-26	Melinda Chambers family and consumer science teacher, Romney Middle mfchambe@access.k12.wv.us HC 63 Box 1975 Romney WV 26757	I am so glad that this policy addresses the needs of our students, based on solid research by reputable agencies. Too often we take the low road and are persuaded by lobbyists to cut our standards short for the almighty dollar. We need to step up to the plate and have a policy that is sound, which this one appears to be. I certainly hope you plan to adopt it.	NA / +	
11-27	Mary Early annabeth5@msn.com 214 Polo Greene Drive, Apt 49 Martinsburg WV 25401	I think cutting the sugars and fats is wonderful. We drink 1% milk at home and eat mostly wheat bread, so that is not a huge change for my kids. Kids get enough natural sugars in the fruits they eat, so extra sugars are not necessary.	NA / +	
11-28	Debbie Kilcollin Coordinator of Child Nutrition dkilcoll@access.k12.wv.us Greenbrier County BOE P.O. Box 987 202 Chestnut Street Lewisburg WV 24901	I highly support this policy and think it is in the best interest of our children to have a sound nutrition policy which dictates what is served and sold in the total school environment. The school system needs to show that they are doing their part to fight obesity and under activity. This will impact families and communities to insure a healthier group of West Virginians.	NA / +	
11-30	Cindy Gay, RD, LD Retail Manager HSC Cafeterias (the "Healthy" Café of WVU Hospitals) Morgantown, WV Parent of Christopher Gay at Morgantown High School	I support the policy. I think this is a "start" to an even more stringent policy. I am in support of many fruits and vegetables, particularly fresh and dried beans, whole grains (8 grams per serving), low fat dairy including yogurt, lean meat, low calorie foods and nutrient dense foods. Competitive foods should be eliminated even in fund raising. Vending machines should not be turned on during the school day or even 1 hour after the end of the school day.	NA / +	

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12-03	Christina Babyak Director, Child Nutrition cbabyak@access.k12.wv.us Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	No Comment. This section is fine.	NA / +	
12-03	Jack Daugherty Food Service/Technology jldaughe@access.k12.wv.us Nicholas County Schools 400 Old Main Dr. Summersville WV 26651	I am in support of the new Standards for School Nutrition.	NA / +	
12-03	Robert Jay Yeager Assistant Superintendent ryeager@access.k12.wv.us Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	no comment	NA / 0	
12-03	Brenda Arrowood Director of Food Services barrowoo@access.k12.wv.us Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	Controlling what is served and sold during the school day will be difficult to change the mind set of parents of our children. Sounds good on paper.	NA / +	

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12-04	Diane Miller Food Service Director dmmiller@access.k12.wv.us Lincoln County Schools 10 Marland Ave Hamlin WV 25523	Well written.	NA / +	
12-05	Just commenting done_lostit@hotmail.com	I'm hoping with all the new Nutrition changes that is being purposed that having more activity and exercise is brought BACK into the school system. Its true there is a HUGE problem with overweight children in the state of WV PLEASE research how much activity children is truly getting. A few weeks out of the year for PE for middle school children is not NEARLY enough. Children need more calories and such when they are active and being KIDS. We've all forgotten that point!!!	NA / 0	
12-05	Kennetha Parker-Howes khowes@access.k12.wv.us Hacker Valley School PO Box 93 Hacker Valley WV 26222	I am happy to see the state move toward modeling appropriate "nutritional" behaviors. Currently, I am still concerned to see vending machines with "cookies, Rice Crispy treats, Hot Fries" and other assorted "junk foods", even though they meet the state guidelines. Students see slick packaging on these "snacks" and are influenced by this advertising. In addition, size of snacks and beverages should only be ONE serving. An example would be juice. No sodas of any kind should be allowed at any grade level or school. Thank you for taking into consideration these comments	NA / +	

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12-06	Debbie Williams Teacher dbwilliams@ksc.kana.k12.wv.us Kanawha County Schools Charleston WV 25302	(even though they might not be in the appropriate section!)  KCS needs a registered dietitian.	NA / +	
12-07	Holly Jones Librarian Chandler 1900 School St Charleston WV 25312	The county needs a registered dietician for menu planning.	NA / +	
12-08	Nancy Romeo cook111 naromeo@aol.com wvsna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA / +	
12-10	Christina Mullins mullins8@suddenlink.net 5140 Waycross Drive Cross Lanes WV 25313	I applaud your efforts to strengthen your nutritional policies in West Virginia schools. These are not popular decisions, but in my opinion the potential healthy impact for students is worth any criticism that you may receive.  I would also encourage you to raise your current standards for the school lunch programs. Due to a combination of	NA / +	

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		<p>biology and choices my step-child is already struggling to maintain a healthy weight. He is much more successful when school is not in session because he is more active, and because we can more easily control dietary choices. At this time, we do not allow him to participate in the breakfast program (he has breakfast before leaving home) in an effort to more effectively control his calorie in-take, but wouldn't it be wonderful if all children could participate without the fear of negative health impact?</p>		
12-10	<p>Tonya Cline            Autistic Aide            Box 186            Panther, WV 24872</p>	<p>Please leave as is.</p>	NA / -	
12-10	<p>Elaine Stanley            PO Box 282            laeger, WV 24844</p>	<p>I think that there are enough regulations on the items that children can buy. Most parents just send what schools won't allow, or the students just don't eat.</p>	NA / -	
12-10	<p>Vivian M. Barker            Teacher, Coach            PO Box 419            Avondale, WV 24811</p>	<p>Ok as is. Adults can make choices for themselves and their children. Leave concession stands for sports alone!! Unless you've got money to fund these programs also. Leave Fund Raising Policies alone – we live in economically deprived area. If people can't eat it, they won't buy!!! We can't waste money on junk stuff to sell. Unless, Board has money to fund all programs fully, leave donut/candy/food fundraisers as is.</p>	NA / -	

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12-10	Nikia Mullins PO Box 48 Avondale, WV 24811	I think the Standards for School Nutrition should be left as they are.	NA / -	
		Please accept the following as comments from the West Virginia Public Employees Insurance Agency regarding the Proposed Policy 4321.1, Standards for School Nutrition. We appreciate this opportunity to contribute to this important proposal which we believe will have a profound effect on improving the eating habits and health outcomes of the children of our state.		
12-10	Nidia Henderson Health Promotions Director PEIA State Capitol Complex Building 5, Room 1001 Charleston, WV 25305-0710	Before making specific recommendations or comments, PEIA would like to take this opportunity to remind the Department and the Board of Education that our agency provides health promotion, wellness and disease management services to school employees. In most cases, we are actively working with the local wellness committees to ensure that the staff can take full advantage of our health screens and lifestyle change programs addressing tobacco cessation, healthy eating and physical activity. In those situations where we have yet to connect with the local wellness committees, we would appreciate the Department's assistance in facilitating those working relationships.	NA / +	
		In regards to the specific policy proposed, PEIA is generally		

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		<p>supportive of the Department's effort to improve school nutrition, in relation to both school meals as well as competitive foods. In light of the fact that WV is now first among the states in the rate of childhood obesity, one cannot overstate the urgency of implementing the recommendations of the Institute of Medicine.</p> <p>Therefore, we fully support the limits on sugar, the elimination of trans fats and the emphasis on increasing the consumption of fruits, vegetables, whole grains and low fat dairy products.</p> <p>However, we would recommend a few additional changes, specifically:</p> <ol style="list-style-type: none"> <li>1) Removal of high fructose com syrup from food products provided to children both in school meals and competitive foods. We suggest this based upon current research documenting the negative effects of this product on the human metabolism and its causal relationship to weight gain;</li> <li>2) Elimination of all soft drinks to all students regardless of grade level. We make this recommendation because of the exposure to high fructose COD1 syrup and the lack of satiety despite the calories in soft drinks;</li> <li>3) In regards to the In School Snack Program, we suggest altering the language to read that it is required, rather than</li> </ol>		

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		<p>recommended "that snack choices include fruits/vegetables, whole grains, and non-fat and or 1% low fat dairy."</p> <p>As you know, PEIA has been tracking our obesity related claims for the past 10 years. Unfortunately, they have yet to level off and cannot be sustained given current trends. If we do not take proactive measures to promote healthier lifestyles among the young, the results will be catastrophic in both financial and human terms.</p>		
12-11	<p>Bill Weiss            weisswilliam@yahoo.com            33 Fairmor Drive            Morgantown WV 26501</p>	<p>Please insert my comments in whatever boxes are appropriate....smile.</p> <p>1) As a retired teacher, parent, and a past student I strongly support barring access to soft drinks (soda) by students, staff and the public during the school day. Limit access to such products to school sponsored events, during non-school hours, at which the public is participates. Water and milk must be available to students every day.</p>	NA/ +	
12-12	<p>Connie Bonner            School Nurse            West Preston Middle School            PO Box 70            Masontown WV 26524</p>	<p>While the Federal Legislation governs the meal time servings it is difficult to police the parents and others concerning snacks, parties and treats.</p>	NA / 0	
12-13	<p>Joe Anonymous</p>	<p>Do you honestly think you are giving Berkeley County</p>	N A / 0	Anonymous

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		<p>Schools the proper amount of food it needs? Seems like to me you don't care about the quantity or the QUALITY. There is prison food better than that. It is literally the most low-quality USDA approved food you can get. Why aren't they eating fruits and vegetables fresh off farms in West Virginia instead of eating powdered eggs and cardboard sandwiches?</p>		
12-13	<p>Lola Weir, Ph.D.            Clinical Psychologist            Lola.Weir@CAMC.org            CAMC            Women &amp; Children's Hospital            800 Pennsylvania Ave.            Charleston WV 25124</p>	<p>As an eating disorder specialist I am pleased to see WVDE making strides toward limiting non-nutritional choices offered to school children. The elimination of trans fats, sugary beverages, and artificial sweeteners are particularly important. Thank you for addressing this enormous issue.</p>	NA / +	
12-14	<p>Kathy Yost            Food Services Director            Berkeley County Schools            401 S. Queen Street            Martinsburg, WV 25401</p>	<p>I beg to differ, but there will be an additional cost to the program as the amount of fresh vegetable/fruit is increased by an extra 1/4 cup.</p> <p>Additional Comments.            There are many changes that we have implemented already in our Local Wellness Policy in Berkeley County Schools.</p> <p>I also feel strongly that a goal should be set by our state to allocate funds for gymnasium areas to encourage more activity in our schools. We have been hitting really hard the</p>	NA / - 0	

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		<p>foods issues but I feel we have not emphasized the physical activity issue enough. I know this is as important as foods.</p> <p>The West Virginia Beverage Association applauds the Department of Education's well-intentioned effort to send a signal that the issue of childhood nutrition and obesity must be addressed. We acknowledge that the incidence of childhood obesity, type-2 diabetes and other nutritionally related diseases is on the increase in West Virginia and across the nation. However, Policy 4321.1, Standards for School Nutrition for West Virginia Schools, strikes the wrong balance to improve the health and wellness of students.</p>		
12-14	<p>Larry Swann President West Virginia Beverage Association 405 Capitol Street Suite 513 Charleston, WV 25301</p>	<p>The West Virginia Beverage Association is the trade association for West Virginia's nonalcoholic refreshment beverage industry, representing beverage producers and distributors throughout the state. The association's members employ thousands of people in the state and market hundreds of brands, flavors and packages, including diet and full calorie carbonated soft drinks, ready-to-drink teas and coffees, bottled waters, fruit juices, fruit drinks, dairy-based beverages, and sports drinks.</p> <p><b>Adoption of School Beverage Guidelines</b></p>	NA / -	

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		<p>The West Virginia Beverage association agrees that the obesity crisis is a complex, national challenge that requires us to re-examine old practices and find new solutions. All of us policymakers, parents, educators, industries and community leaders -have a responsibility to do our part to help teach our children how to have a healthy lifestyle. I am proud to report that the West Virginia beverage industry is doing just that.</p>		
		<p>The beverage industry, teaming up with the American Heart Association and William 1. Clinton Foundation through the Alliance for a Healthier Generation is already putting into practice many of the suggestions in proposed Policy 4321.1 by working to implement a balanced, science backed beverage initiative in West Virginia schools and across America. The beverage industry welcomes the opportunity to comment on Policy 4321.1 as an opportunity to highlight its work changing the product mix in schools through the School Beverage Guidelines. The guidelines provide for only water, 100 percent juice and low-fat milk for younger students, with the addition of a broader range of low-calorie, nutritious and functional beverage choices for high school students. The guidelines cut calories and control portion sizes, which includes removing full-calorie soft drinks from all schools and capping portions for 100 percent juice and</p>		

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		<p>low-fat milk at all levels and light juices and sports drinks in high schools.</p> <p>In May of 2006 the American Beverage Association, Cadbury Schweppes, The Coca-Cola Company and PepsiCo teamed up with the Alliance for a Healthier Generation (a joint initiative of the William I. Clinton Foundation and the American Heart Association) to develop new School Beverage Guidelines that limit calories and increase nutritious beverages in schools.</p> <p>We agree with parents and educators that schools are special places and play a unique role in shaping our children's health. The guidelines provide students with a broad array of lower-and no-calorie options along with nutritious and smaller-portioned beverages to help kids build healthy habits as they learn to balance the calories they consume with the calories they burn. The guidelines are designed to balance children's nutritional and hydration needs with appropriate caloric consumption for their age.</p> <p><b>The Guidelines</b></p> <p><b>Elementary School</b></p> <ul style="list-style-type: none"> <li>• Bottled water</li> </ul>		

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		<ul style="list-style-type: none"> <li>Up to 8 ounce servings of milk and 100% juice</li> <li>Low fat and non fat regular and flavored milk and nutritionally equivalent (per USDA) milk alternatives with up to 150 calories/8 ounces</li> <li>100% juice with no added sweeteners, up to 120 calories/8 ounces, and with at least 10% daily value of three or more vitamins and minerals</li> </ul>		
		<p><b>Middle School</b></p> <ul style="list-style-type: none"> <li>Same as elementary school except juice and milk can be sold in 10 ounce servings</li> <li>As a practical matter, if middle school and high school students have shared access to areas on a common campus or in common buildings, then the school community has the option to adopt the high school standards</li> </ul>		
		<p><b>High School</b></p> <ul style="list-style-type: none"> <li>Bottled water</li> <li>No or low calorie beverages with up to 10 calories/8 ounces (e.g. diet soft drinks, diet and unsweetened teas, fitness waters, low calorie sports drinks, flavored waters, seltzers)</li> <li>Up to 12 ounce servings of milk, light juice, 100% juice and certain other drinks</li> </ul>		

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		<ul style="list-style-type: none"> <li>• Low fat and no fat regular and flavored milk and nutritionally equivalent (per USDA) milk alternatives with up to 150 calories/8 ounces</li> <li>• 100% juice with no added sweeteners, up to 120 calories/8 ounces, and at least 10% daily value of three or more vitamins and minerals</li> <li>• Other drinks with no more than 66 calories/8 ounces</li> <li>• At least 50 percent of beverages must be water and no or low calorie options.</li> </ul>		
		<p>These guidelines apply to beverages sold on school grounds during the regular <b>and</b> extended school day.</p> <p>For elementary and middle schools, we limit the beverage offerings to water, milk and juice because parents believe, and we agree, that younger children need more guidance to choose foods and beverages appropriate for their nutrition and caloric needs.</p> <p>By the time students reach high school, parents believe children should have more freedom to choose their food and beverages during the school day. These guidelines provide more options for older children, while still capping calories and portion-sizes. <u>No full calorie soft drink products will be</u></p>		

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		<p><u>offered in any grade.</u></p> <p>We hope the West Virginia Department of Education appreciates the extraordinary steps our companies are taking with these guidelines. Our companies are removing full-calorie soft drinks from elementary, middle and high schools throughout America an unprecedented move by a member of the broader food and beverage industry. They're also reducing the portion sizes of many beverages and capping the calories of products offered in schools. This does not come without real cost and risk to the industry.</p> <p><b>Guidelines Developed Using Nutrition Science</b></p> <p>The American Heart Association wielded great influence in the development of the School Beverage Guidelines along with the Clinton Foundation and the beverage industry.</p> <p>The guidelines were designed using nutrition science, including the <i>Dietary Guidelines for Americans, 2005</i> as well as the <i>American Heart Association's Dietary Guidelines for Healthy Children</i> and <i>2006 Diet and Lifestyle Recommendations</i> in order to balance children's nutritional needs with the requirement to manage caloric consumption.</p>		

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		<p>The guidelines are also developmentally appropriate, taking the age of the student into great account. They balance children's nutritional and hydration needs with appropriate caloric consumption. By using nutrition science, along with parental concerns, we were able to develop guidelines that are responsive to concerns about school wellness and that will make a meaningful impact on our children.</p> <p><b>Parents Support this Commonsense Approach</b></p> <p>We are very proud of these guidelines and are happy to report that parents think we've struck the right balance by limiting calories and increasing nutritious offerings in schools. <u>A recent nationwide survey showed that 82% of parents surveyed support our school beverage guidelines. In fact, they clearly support our school beverage guidelines over more restrictive alternatives.</u></p> <p>When asked to choose between the School Beverage Guidelines and a policy that provided bottled water, 100 percent juice, and low fat milk for K-12, parents supported our guidelines by a margin of 56% to 42%. And when asked if they preferred our guidelines or a complete vending ban in schools, they chose the guidelines by a margin of 82% to 14%.</p>		

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		<p>Some of the reasons parents gave for supporting the guidelines:</p> <ul style="list-style-type: none"> <li>• They appreciate the age-appropriateness of the policy.</li> <li>• They like that it limits choices for younger students.</li> <li>• Most feel that high school students are old enough to make choices.</li> </ul> <p>This poll was conducted of 700 parents (59% female/42% male) by the highly respected Public Opinion Strategies firm, which is the research firm for the NBC News/Wall Street Journal poll.</p> <p>The parents responding to the survey reaffirm that our policy makes good sense. It is based on sound nutrition and reflects the reality of how most of us live. Like grown-ups, kids want to drink both nutritious and enjoyable beverages. As a result of these guidelines, schools can help our children learn to choose beverages that are lower in calories and/or high in nutrition.</p> <p><b>Committed to Implementation</b></p> <p>The beverage industry is working hard to implement these</p>		

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		<p>guidelines in West Virginia and across the nation. In just over one year since we signed the Memorandum of Understanding with the Alliance for a Healthier Generation, our companies have spent hundreds of hours training their marketing and sales teams about the guidelines. These teams have reached out to school contract partners to educate them. Our companies are reformulating products. They are creating new package sizes to meet the smaller portion sizes required in the guidelines. And, they are retrofitting vending machines to accommodate the changes in package sizes.</p> <p>Calories from beverages shipped to schools have dropped 41 percent across America thanks to the beverage industry's progress implementing the School Beverage Guidelines. The significant reduction of calories after the first year of the three-year phase-in of the initiative shows industry delivering on its commitment to cut calories in America's schools as part of a broader effort to teach children the importance of a balanced diet and exercise.</p> <p>The <i>School Beverage Guidelines Progress Report 2006-2007</i> released in September, 2007 is the initial report on implementation of the national guidelines, which call for industry to provide for lower-calorie, smaller-portion and nutritious options in schools. The industry also has</p>		

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		<p>committed to remove all full-calorie soft drinks by the 2009-2010 school year. The removal of full-calorie soft drinks as well as the calorie caps and smaller portion sizes imposed on other beverages, like sports drinks and juice, are contributing to the overall cut in calories in schools.</p> <p>We are cutting calories in schools and making wholesale change to the beverage choices in West Virginia schools. The hard work of our companies and bottlers is already making a real difference reducing the calories students drink in school. The changes have been quite dramatic – the number of calories going into schools has declined substantially, with shipments of full-calorie carbonated soft drinks falling almost in half.</p> <ul style="list-style-type: none"> <li>• <b>Calories are coming out of schools.</b> There has been a <b>41 percent cut in total calories</b> contained in all beverages shipped to schools between 2004 and the 2006-2007 school year.</li> <li>• <b>The school beverage landscape is changing.</b> There has been a <b>45 percent reduction in shipments of full-calorie soft drinks</b> to schools during that time. The report shows that the average high school student consumed less than half a can of full-calorie soft drinks a week in school (5.9 ounces), compared with a little more than a full can a</li> </ul>		

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		<p>week (12.5 ounces) in 2004. In contrast to the drop in full-calorie soft drinks, shipments of waters are up by 23 percent since 2004.</p> <ul style="list-style-type: none"> <li>• <b>School contracts are on track</b> – In the first year, <b>35 percent of all contracts between bottlers and school districts have achieved compliance</b> with the guidelines, on track for the three-year implementation plan.</li> </ul> <p><b>Conclusion</b></p> <p>The West Virginia Beverage Association welcomes the opportunity to work with the West Virginia Department of Education to educate schools about the beverage industry's School Beverage Guidelines that offer more lower-calorie and nutritious beverages.</p> <p>While we applaud the department's efforts to find new ways to address student nutrition, we hope that it will recognize and support the significant effort by this industry to change the beverage offerings in schools that is already well underway. The West Virginia beverage industry has taken the extraordinary step of moving beyond current state school nutrition law through implementation of our School Beverage Guidelines. Limiting calories in schools is a sensible approach that acknowledges our industry's longstanding belief that school wellness efforts must focus on</p>		

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		<p>teaching kids to consume a balanced diet and get plenty of exercise. Our industry will continue to do its part to help our kids learn how to have a healthy life.</p> <p>Also of note, the U.S. Congress is currently debating the school nutrition issue. In fact, the U.S. Senate this week was set to consider an amendment to the Farm Bill Program to update the national nutritional standards for foods and beverages sold out of vending machines, school stores, and other venues outside of the school meals programs. Supported by the public health community and by the food and beverage industry, the amendment closely mirrors the beverage industry's School Beverage Guidelines and is a practical, workable approach that will ensure that healthier foods and beverages are offered for sale in schools across the country.</p>		
12-15	<p>Rebecca Wilson            PGA Coordinator            Winfield Division of Motor Vehicles</p>	<p>Thank you for the opportunity to comment on Policy 4321.1, Standards for School Nutrition for West Virginia Schools. Attached is a full description of the Alliance for a Healthier Generation's School Beverage Guidelines.</p> <p>I totally agree with Ms. Henderson, My son attended Nitro High School. The food was so bad he was lucky if he found a thing he could eat off his plate. One example was the frozen chicken patty it was never hot or sometimes still</p>	NA / 0	

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12-16	Stephanie Price teacher saprince@ Randolph County 100 Kennedy Dr. Elkins, WV 26241	frozen in the middle. You couldn't ask the cooks if they would reheat your food or receive another tray of food. If you could just talk to the students about the quality of their lunch there is much information you could have. If the students had a salad bar daily with fruit and yogurt it would be such a healthy change. In our education with PEIA skim milk is so much better for you than whole milk. Even 1% would be an improvement. It is a shame when your children have to come home starving because the food at the high school wasn't worth eating...  As a teacher of many years' experience, this policy represents overkill to me. Obviously schools cannot endorse a total neglect of nutritional values, but this policy is so heavy handed that it makes me think that a realistic mind needs to speak. Prohibition never works! How about putting those PE classes back in the schedule. Diet without exercise is pointless. Why try to pretend that food choice is something we can control? This is setting the cafeteria up to fail as parents find ways to bring in the food their children will eat. The current guidelines are rigid enough. Try implementing more ways to exercise!	NA/-	
12-17	James F. Bogden Project Director jimb@nasbe.org National Association of State Boards of	NOTE: The National Association of State Boards of Education (NASBE) is not in the habit of commenting on proposed state policies. In this case, WV board member Barbara Fish specifically asked the staff of NASBE's CDC-	NA / +	

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Education 277 S. Washington Street Suite 100 Alexandria VA 22314	funded Center for Safe and Healthy Schools to comment, due to our expertise in the subject. In addition, the NASBE membership adopted the following resolution on healthy eating:  NASBE Resolution on Healthy Eating  All schools should... encourage that all students are adequately nourished and learn life-long habits of healthy eating by encouraging:  a. maximum use of quality school meal programs that are operated under the supervision of certified foodservice directors in accordance with applicable Federal and state laws and regulations;  b. adequate time to eat in pleasant surroundings;  c. that all foods and beverages sold or served during school hours are consistent with a nutritious, energy-balanced diet as recommended in the current Dietary Guidelines for Americans;  d. nutrition education that teaches essential knowledge, skills, and behaviors; and			

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		e. staff members to model a healthy lifestyle.		
12-17	Kristy Blower Physical Activity Coordinator kristyblower@wvdhhr.org WV Healthy Lifestyles Coalition 350 Capitol Street Room 206 Charleston WV 25301	The WV Healthy Lifestyles Coalition is very pleased and supportive of the WV Standards for School Nutrition.  If the Department of Education has the opportunity to strengthen the standards, the Coalition recommends the following: 1. Removal of all high fructose corn syrup from food products provided to children both in school meals and in competitive foods. 2. Removal of all soft drinks in all grade levels. 3. Require rather than recommend that all snacks are healthy choices such as fruits, vegetables, whole grains and non-fat or low-fat dairy. 4. With regard to noncompliance with the rules and standards in all sections, the Coalition recommends the language be changed from "may result" to will result.	NA/ +	
12-17	Terri Atha Child Nutrition Director tlruchar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	

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12-17	Jane Stone kathyjane@verizon.net 108 Virginia St W St Albans WV 25177	I applaud WVDE and Office of Child Nutrition for this progressive policy. Our children deserve a healthy future and our state a healthy workforce. Schools should reflect the best environment possible based on scientific evidence.	NA/+	
12-17	Charlene Strahin Child Nutrition Director Preston County Schools 300 Preston Drive Kingwood, WV 26537	I completely agree with the scope of the policy. For too long the Child Nutrition Program has had to follow guidelines that have not been applied to the other food available during the school day on campus.	NA/+	
12-17	Brenda J. Briley Standard Laboratories, Inc. Manager of Corporate Services 147 11 <sup>th</sup> Avenue, Suite 100 So. Charleston, WV 25303	Our children deserve to be education in a healthy environment. As an employer of WV, we want our employees to be a healthy as possible. The policies in the standard will go a long way in creating a brighter future for our children. As adults we want to employee these people at home in WV.	NA/+	
12-18	Debbie Kaplan, RN, BSN School Health Services Raleigh County Schools 2 White Oak Trace Beckley, WV 25801	Standards established to protect students are valuable and essential – this is a valuable policy.	NA/+	
12-18	Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951	The policy seems well written and in the best interest of children.	NA/+	

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12-18	Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	A needed update to school lunch and beverages sold at schools.	NA/+	
<b>§126-86-2 Purpose</b>				
11-26	Beverly Blough MS,RD,LD Director of Food Service Bblough@access.k12.wv.us Wood County Schools 1210 13th St Parkersburg WV 26101	This is well written and easy to understand. It highlights the important issues of putting into practice healthy behaviors.	NA/+	
12-03	Christina Babyak Director, Child Nutrition cbabyak@access.k12.wv.us Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	No Comment. I agree.	NA/+	
12-03	Robert Jay Yeager Assistant Superintendent ryeager@access.k12.wv.us Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	I agree that schools must set an example to encourage an exhibit good nutrition habits for children.	NA/+	
12-03	Brenda Arrowood	Many students consume two meals and some two meals and	NA/+	

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12-04	Director of Food Services barrowoo@access.k12.wv.us Wayne County Board Of Education P.O. Box 70 Wayne WV 25570  Karen Northrup LIFE Coordinator knorthru@access.k12.wv.us Wood County Schools Wood County Schools MIS 1600 Beverly Street Parkersburg WV 26101	a snack at school during the school day. This is the time to instill good nutrition habits. Children will consume what is available. Changing the mindset of the parents is the challenge.  A thorough and thoughtful policy that, with one exception, will model and reinforce healthy eating habits.	NA/+	
12-06	Janice Greene Health Nurse jgreene@kcs.kana.k12.wv.us Kanawha Co Schools 200 Elizabeth St. Charleston WV 25301	I agree that we should eliminate trans fat from our menu but I also feel we that we should look at total number of CHO's served at a meal. The carbs in one chocolate or strawberry milk is approx 27grams and is then 1/3 of a recommended CHO's for the meal. I also feel that 120 CHO's for any one meal is too much.	NA/+	
12-08	Nancy Romeo cook111 naromeo@aol.com wvsna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA/+	

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12-10	Laura C. Savio, MS,RD,LD Child Nutrition Coordinator lsavio@access.k12.wv.us Monongalia County Schools 13 South High St. Morgantown WV 26501	It is important for schools to be the role model in establishing guidelines for healthy foods during the school day. The WV School Board should be complimented for their actions in this regard.	NA/+	
12-10	Tonya Cline Autistic Aide Box 186 Panther, WV 24872	Students that don't like what's on the menu won't eat at all.	NA/0	
12-10	Elaine Stanley PO Box 282 laeger, WV 24844	Leave as it is. If the school system would supply more financial support for school organization this would not be such an issue on fundraising.	NA/-	
12-10	Vivian M. Barker Teacher, Coach PO Box 419 Avondale, WV 24811	Students won't eat foods they don't like. They take it because they are forced. Then they throw if in the garbage. WASTING.	NA/0	
12-10	Nikia Mullins PO Box 48 Avondale, WV 24811	Students won't eat foods that are not what they like so they will just bring what they want. Leave program as is.	NA/-	
12-11	Karen Sponaugle Special Education Teacher, Wellness Coordinator spongynavel@kcs.kana.k12.wv.us	I realize that we are here "for the kids" however we also need to look at the needs of the staff. When you have an aging staff you will encounter more medical issues. I feel that by supporting wellness for staff will help to make us	NA/0	

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12-11	South Charleston HS 304 Central Avenue South Charleston WV 25303 Krista Farley State Chair & Director of Health Promotion kristafarley@wvdhhr.org WV AFHK & KCHD 108 Lee Street, East Charleston WV 25301	role models for the children. If we are not healthy then we will not be here "for the children".  I strongly support the adoption of the policy to protect the nutritional health of our students. The policy reflects current research and best practices that will ensure the health and well being of our children.	NA/+	
12-11	Bill Weiss weisswilliam@yahoo.com 33 Fairmor Drive Morgantown WV 26501	2) I strongly support the establishment and implementation of programs promoting vigorous physical activities, physical games and physical play times for all students, as an integral part of their educational experience, exclusive of any interscholastic activities school students may be allowed to partake. Many students become more involved in school activities because of their participation in physical activities (gym), which may well enhance their intellectual pursuits. The purpose of physical activities and physical play for students is to improve the student's physical well being; state of health. Gyms, auditoriums and grounds must be available for student's physical activities and play before, during and after the school day. Coaches and sports/exercise equipment may be made available when school is not in session. Coaches must guide, assist and monitor student activities, although student's opportunities to initiate activities during	NA/+	

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		<p>play time needs to be allowed and encouraged. All students must participate in physical exercise activities every school day. Activities and play (running, jumping, bending, stretching, lifting, etc.) that enable students to strengthen and condition their bodies should be offered. Traditional sports, such as basketball, wrestling, gymnastics, soccer, dance, baseball, hockey, racing and field activities, football, etc. must be integrated into the physical activities programs. We must strengthen our student's minds and their bodies. Healthier students and healthier grown-ups will result. Of course teachers and staff will likewise benefit from their own wellness programs, and their participation in wellness programs must also be encouraged.</p>		
12-12	<p>Connie Bonner            School Nurse            West Preston Middle School            PO Box 70            Masontown WV 26524</p>	<p>I can agree that school nutrition can/will impact child health; I also believe that parents/ guardians are expressing dissatisfaction regarding portion size and food quality/taste. If the nutritional changes do not take place in the home, school nutrition is futile.</p>	NA/0	
12-14	<p>Eileen Barker and Becky King            Co-Coordinator            bk517@attglobal.net            WV School-Based Health Assembly            1219 Virginia Street East            Charleston WV 25301</p>	<p>The West Virginia School-Based Health Assembly (WVSBHA) commends the work of the State Nutrition Council, and supports these policies that will contribute to a healthier school environment and the promotion of healthy eating behaviors among WV students. WVSBHA supports legislative changes to the current code to allow the Institute of Medicine Guidelines to be followed completely. Thank</p>	NA/+	

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12-15	Dan Foster CAMC Physician Advisor 701 Crawford Road Charleston, WV 25314	you for allowing us the opportunity to comment.  Strongly support – there is little argument that schools can play a major role in shaping student's health	NA/+	
12-16	Mary Kay Harrison marykay710@verizon.net 1022 Saint Ives Drive Hurricane WV 25526	Members of the State Board of Education and the State Nutrition Advisory Council are to be commended for their work in developing these standards. The policy will provide much needed direction for schools to meet their responsibility to teach and model healthful behaviors. I strongly agree that ALL food provided to students should reflect the highest standards and send consistently positive messages about healthful eating.	NA/+	
12-16	Vanessa Miles, MS, RD, LD President riverhillcfa@gmail.com West Virginia Dietetic Association 101 TWP Rd. 1385 Proctorville OH 45669	The proposed revisions will positively impact students' health by improving nutrient intake and developing healthy eating behaviors. This policy reflects an integrated approach to promoting optimal nutrition and healthy eating behaviors for all students in the school environment.	NA/+	
12-17	James F. Bogden Project Director jimb@nasbe.org National Association of State Boards of	This section is very well stated. The following concepts are particularly important: "It is intended that these child nutrition programs be the main source of foods and beverages available at school."	NA/+	

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	Education 277 S. Washington Street Suite 100 Alexandria VA 22314	"Other foods and beverages, when available, should also provide necessary nutrients and contribute to an overall healthy eating environment."		
12-17	Perry Bryant Executive Director pbryant@wwahc.org West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	We would recommend that you reference the Institute of Medicine's (IOM) report, Nutrition Standards for Foods in Schools: Leading the Way Toward Healthier Youth, since it is the intellectual foundation for the proposed changes.	NA/o	
12-17	Rhonda McCoy Food Service Coordinator rgmccoy@access.k12.wv.us Cabell County Board of Education 2850 5th Avenue Huntington WV 25709	With the obesity rate rising and causing so many medical problems in children, I think the changes made in this policy were greatly needed for the health and well-being of children.	NA/+	
12-17	Terri Atha Child Nutrition Director ttrichar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	
12-17	Jane Stone kathylene@verizon.net	The intent of the policy is made clear and is admirable. It is important to role model healthy behaviors in an environment	NA/+	

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12-17	108 Virginia St W St Albans WV 25177  Charlene Strahin Child Nutrition Director Preston County Schools 300 Preston Drive Kingwood, WV 26537	that supports these choices.  It is about time that all employee's of the school system take responsibility for the nutrition health of the students they teach. I have talked with many teachers that think that what kids eat is not their responsibility. In fact they sell candy and pop to kids within their classroom. In elementary school they use junk food as a reward. They need to realize that everything they say and do have an impact on the children they teach. Like it or not they are models in everything they do with in the sight of the children.	NA/+	
12-18	Debbie Kaplan, RN, BSN School Health Services Raleigh County Schools 2 White Oak Trace Beckley, WV 25801	With health as a focus – available food choices, combinations of food groups, and food amounts served – all contribute to learning and developing a healthy lifestyle.	NA/+	
12-18	Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951	Better nutrition for school children.	NA/+	
12-18	Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	Table the problem of child unhealthy eating causing health problems.	NA/0	

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11-28	Meredythe Barrick mbarrick@access.k12.wv.us One Baker Place Keyser WV 26726	<b>§126-86-3 Operational Definitions</b> The definition of candy should probably read "Candy is defined as any food that, as served in its finished form, contains, by weight, more than 35% sugar....."	A/+	
12-03	Christina Babyak Director, Child Nutrition cbabyak@access.k12.wv.us Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	3.5 Our elementary schools include grade 5. Would this be true of most counties? Could grade 5 be included at the elementary level instead of middle grades?	NA/0	
12-03	Robert Jay Yeager Assistant Superintendent ryeager@access.k12.wv.us Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	I support the changes to the definitions.	NA/+	
12-03	Brenda Arrowood Director of Food Services barrowoo@access.k12.wv.us Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	Food is associated with social events, rewards and punishments. We are in a position where we must change the mind set of many people to use food for the nourishment of the body only.	NA/+	
12-04	Diane Miller	Understandable.	NA/0	

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12-05	Food Service Director dmmiller@access.k12.wv.us Lincoln County Schools 10 Marland Ave Hamlin WV 25523			
12-05	Lorna Judy, RD Child Nutrition Director ljudy@access.k12.wv.us Pendleton County Schools PO Box 888 Franklin WV 26807	I would like a definition of non-nutritive sweeteners included to further define.	NA/0	
12-08	Nancy Romeo cook111 naromeo@aol.com wvsna 5507 Virginia Ave, SE Charleston WV 25304		NA/+	
12-10	Martha Roop School Nurse mroop@access.k12.wv.us Nicholas County Board of Education 400 Old Main Drive Summersville WV 26651	I would include a definition relating to ice cream products. When I read the flavored ice bar definition, I think that relates to fruit bars or popsicles, not ice cream cones, bars, etc.	NA/0	
12-10	Laura C. Savio, MS, RD, LD	The definition of Nutritious Choices includes items	NA/+	

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	Child Nutrition Coordinator lsavio@access.k12.wv.us Monongalia County Schools 13 South High St. Morgantown WV 26501	appropriate for students in all educational arenas. Good job!		
12-11	Krista Farley State Chair & Director of Health Promotion kristafarley@wvdhhr.org WV AFHK & KCHD 108 Lee Street, East Charleston WV 25301	Nutritious choices will provide a category to define those foods in which our children need to consume more of.	NA/+	
12-11	Jackie McCrum Principal jmccrum@access.k12.wv.us Aurora School Rt 1, Box 209 Aurora WV 26705	I would like to see fifth graders in the elementary school part of the definition.  It is good to have definitions for all the questionable wordings. I would like to know what you suggest for rewards when foods and drinks are removed from that category. Children will work hard for food items as rewards.	NA/0	
12-12	Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	3.4 Competitive foods. Food sale is the most often method used for fund raisers for the school programs. (Teachers at our school have to pay for the copiers and supplies) As athletic/band and other extracurricular organizations compete for money from the community, I see candy and cookie sales as a must.	NA/-	

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12-14	Eileen Barker and Becky King Co-Coordinator bk517@attglobal.net WV School-Based Health Assembly 1219 Virginia Street East Charleston WV 25301	3.14 Flavored milk has >25 Gm of sugar and is served at our school.  WVSBHA recommends expanding the definition of elementary school to include grade 5. Additionally, we recommend including the sugar content in the definition of flavored ice.	NA/o	
12-15	Dan Foster CAMC Physician Advisor 701 Crawford Road Charleston, WV 25314	Excellent definition of "nutritious choices".	NA/+	
12-16	Mary Kay Harrison marykay710@verizon.net 1022 Saint Ives Drive Hurricane WV 25526	3.2 There is an apparent error. Strike "not" so that the sentence reads, "Candy...contains by weight, more than 35 percent sugar..."  3.14 This food-based definition of nutritious choices is a practical approach that schools should find easy to follow.	A/+	
12-17	James F. Bogden Project Director jimb@nasbe.org National Association of State Boards of Education	We endorse this.	NA/+	

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12-17	277 S. Washington Street Suite 100 Alexandria VA 22314  Perry Bryant Executive Director pbryant@wvvhc.org West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	The definition of school day should be expanded to include after school activities that occur immediately after classes, for example, clubs.	NA/o	
12-17	Terri Atha Child Nutrition Director ttrichar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	
12-17	Charlene Strahin Child Nutrition Director Preston County Schools 300 Preston Drive Kingwood, WV 26537	The definitions are great. Area's that are sometimes "gray" when it comes to interpretation are specific and clearly spelled out.	NA/+	
12-18	Debbie Kaplan, RN, BSN School Health Services Raleigh County Schools 2 White Oak Trace	Clearly stated.	NA/+	

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12-18	Beckley, WV 25801  Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951	Includes most important policies for childhood nutrition.	NA/+	
12-18	Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	Gives a direction to supervise and school lunch cooks.	NA/+	
11-16	Karen Simon principal ksimon@kcs.kana.k12.wv.us Holz Elementary School 1505 Hampton Road Charleston WV 25314	<b>§126-86-4 Nutrition Standards for School Nutrition Programs</b>  Please require school districts to purchase healthy food for our children. What we get now is full of trans fats, fat, simple carbohydrates, and sugar. No wonder our children are obese. We are trying to encourage healthy habits, but the only healthy food we have at school is the fresh fruits and vegetables our cooks put on our salad bar. The prepackaged, preformed, processed foods our county sends to us do not allow our cooks to make nutritious meals. They don't even have to cook much anymore; they just open up frozen or canned processed foods and heat them. The processed meats and fish are covered in breading so thick there is hardly any protein inside. And the processed hot dogs and sausage are hardly nutritious with all the food additives. Please help!	NA/+	
11-17	Becky Uveges	I support the proposed policy for Child Nutrition in our	NA/+	

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11-17	bjuveges@comcast.net 1512 Pattam Trail Fairmont WV 26554	<p>schools. My daughter submitted an essay to the Governor last year on this very topic.</p> <p>The future health of West Virginia begins with our children. Many of the food choices are processed foods and contain high amounts of fat, sugar and sodium not to mention the chemicals in these foods. The drink choices are just as harmful. Water in the form of bottled or flavored with added vitamins would also be a wonderful and popular option in addition to milk.</p> <p>I will be glad to help in this campaign in whatever way I would be most useful. The health of West Virginia depends on us.</p>		
11-17	Shelly Weeks registered nurse hokiern90@aol.com 518 Tyler Ave Pearisburg VA 24134	<p>I applaud the changes overall, but am concerned that no mention is made regarding the large amount of carbohydrates served in school lunches. With childhood obesity and diabetes occurring in staggering numbers in WV, should there not be a limitation on the number of grams of carbohydrates that can be served? I often see doctor's orders recommending that children should have only 60 grams of carbohydrates per meal, yet often our school lunches are in excess of 90 grams.</p>	NA/+	
11-17	Kathy White kathleenw57@yahoo.com 101 Bryan Drive St. Marys WV 26170	<p>I am pleased to see that interest is being placed on improving the nutrition of our school hot lunch program. I would be glad to see students offered more fresh fruit and vegetables, no caffeine (I assume this will mean that the chocolate,</p>	NA/+	

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11-21	Debora Mattingly patdeb97@verizon.net 826 Cedar Rd Charleston WV 25314	caffeine-loaded milk has to go),etc.  There are few alternatives for those who chose to not eat meat (as my 9 year old son comments (They aren't fair to vegetarians!")) Would like to see more choices for non-meat eaters (veggie burgers, veggie sausage for breakfast)	NA/0	
11-23	Nancy Karavolos director of nutrition nkaravola@access.k12.wv.us Hancock county schools 90 red rider road WEIRTON WV 26062	On the soft drink issue. I think it should be totally eliminated on school grounds. Water, juice and milk machines should only be available on school ground during the day and after school activities.  If soda pop is served-only under concession stands only. No machines.  It is hard for directors to control the sales of items. For example there are a lot of pizza, pepperoni roll sales etc in the school during the day at the high school levels. Very hard to tract this daily.  Organization need to raise money etc for trips etc. Guidelines from the state must be applied for this. We have some but schools do not follow this and it is hard for the child nutrition dept of each county to monitor this daily.  It is going to be hard to come up food products to meets	NA/+	

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		<p>some of the above requirements the first year. The requirements for these should be implements in a span of two years so the vendors will have time to come up with products that will meet our requirements.</p> <p>Remember today work force has been cut back due to cost-schools are using premade product because not enough staff to do a lot of items from scratch that was done 30 years ago.</p>		
11-26	<p>Beverly Blough MS,RD,LD            Director of Food Service            Bblough@access.k12.wv.us            Wood County Schools            1210 13th St            Parkersburg WV 26101</p>	<p>I object to the restriction of foods with artificial sweeteners. There is no science based evidence to support a restriction and is clearly stated in the IOM findings. This restriction is based on personal bias and should not be allowed in the revised standards. Artificial sweeteners are common in the market place and allow us access to a wider range of food products that appeal to children and meet the healthy food choice profile. Foods containing artificial sweeteners in conjunction with other healthy food choices are and would not be harmful.</p>	NA/-	
11-27	<p>Linda Davis            ms.            none            32 Mingo Ct.            Inwood WV 25428</p>	<p>I HIGHLY commend WV for their approach to reducing/eliminating unnecessary sugars/transfats/fats from our children's diets. It certainly a start at trying to control the obesity problems of this country. And hopefully most if not all of them will continue through their lives the practice of watching what they eat.</p> <p>There is something else we could do for our children. In the</p>	NA/+	

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		<p>1960's President Kennedy had it that children were exposed to physical education every day. It's too bad that we can't go back to that, or at least have it more often than once a week, or whatever it is that is mandated at this time.</p> <p>Thank you WV for being an example for the rest of the nation!!!! I HIGHLY applauded you!!!!</p> <p>Linda Davis (lindadaviswv@hotmail.com)</p>		
11-27	<p>Megan Motz Teacher mmotz@access.k12.wv.us Fayette County Schools RR2 Box 608 Fayetteville WV 25840</p>	<p>Meal portions at breakfast and lunch are not substantial enough to keep students energized and focused throughout the day. They eat and are still hungry, therefore turning to the horribly unhealthy soda and snack options countries allow.</p>	NA/0	
11-27	<p>Christina Bush school nutrition drbush2@comcast.net none po box 232 Harpers Ferry WV 25425</p>	<p>I am writing this because I am not happy with the nutritional lunches that have been planned for our children I think this is gone overboard with the obese issue my children are at their normal weight for their age so I feel they are being discriminated because of the children who do need to eat healthy to control their weight. I think that the whole vitamin D milk needs to be brought back because it high in vitamins and calcium and French fries and tater tots are veg. that could be baked not fried I do agree with baking rather than frying unless using olive oil or a low fat oil. I think that the</p>	NA/-	

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		<p>way we prepare the food is the most important and that all of this should be taken seriously before a decision is made and I also think we need a new school nutritionist for Jefferson County Schools because of the changes she plans on doing away with the vitamins, sugar act. Is needed in the body daily. The past generations have survived the lunches over many many years and I don't remember this issue being a problem then and I don't think it's a big issue now because of food I think obesity is caused from hereditary and lack of exercise children play games and use the computer instead of daily activity outside. Thanks a lot Jimmy Demastes for the NO salt, sugar, skim milk and the brown bread no one likes.</p>		
11-28	<p>Meredythe Barrick            mbarrick@access.k12.wv.us            One Baker Place            Keyser WV 26726</p>	<p>I like the separation of grades on the table with Option B minimum requirements.</p>	NA/+	
12-03	<p>Christina Babyak            Director, Child Nutrition            cbabyak@access.k12.wv.us            Harrison County Schools            408 E.B. Saunders Way            Clarksburg WV 26301</p>	<p>No comment.</p>	NA/O	
12-03	<p>Jack Daugherty            Food Service/Technology</p>	<p>With the current trend of health related problems in our state we should do everything possible to ensure healthy items for</p>	NA/+	

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12-03	jldaughe@access.k12.wv.us Nicholas County Schools 400 Old Main Dr. Summersville WV 26651	our students in our public schools on all levels. This covers the lunch program as well as items for sale or for rewards.		
12-03	Robert Jay Yeager Assistant Superintendent ryeager@access.k12.wv.us Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	The sodium requirement is too stringent. This puts a burden on school kitchens because processed foods are high in sodium. More scratch cooking requires more staffing, which is an unfunded mandate. Products are not easily available that are sodium free. They tend to be expensive and not very flavorful which hurts student participation.	NA/-	
12-03	Rose M. Cook Child Nutrition Director rmcook@access.k12.wv.us Raleigh County schools 2001 S. Kanawha St. Beckley WV 25801	4.3.1. f. Addressing non-nutritive/artificial sweeteners is a big help.	NA/+	
12-03	Brenda Arrowood Director of Food Services barrowoo@access.k12.wv.us Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	As a food service director I can tell you it is difficult to formulate a menu with the required calories and still be in compliance with the fat, saturated fat, and sodium standards. I am hoping with this policy vendors will look into what they carry and the manufacture's look into how they manufactured foods. We need to have more health choices.	NA/0	
12-04	Karen Northrup LIFE Coordinator	I hope the comprehensive guidelines of this policy can be used to change WV law allowing sale of soft drinks to	NA/0	

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	knorthru@access.k12.wv.us Wood County Schools Wood County Schools MIS 1600 Beverly Street Parkersburg WV 26101	<p>students in high school. I'm not sure how to respond to a parent who questions why they can no longer send snacks for the general population - and even healthy snacks - to school from home or other outside sources and yet soft drink sales are allowed "because it's the law." The law should align with school standards related to a safe and healthy learning environment - and reinforce both the development and the value of healthy lifestyle behaviors in our future citizens - who will hopefully be responsible, productive contributors to society.</p> <p>Implementation of portion sizes for the various age groups is vital to teaching young children the difference between a healthy serving vs. an unhealthy portion. When we begin to encourage the consumption of fresh fruits and vegetables at an early age, the choices they make will eventually be good choices.</p>		
12-04	Diane Miller Food Service Director dmmiller@access.k12.wv.us Lincoln County Schools 10 Marland Ave Hamlin WV 25523	<p>The issue many of us have is finding the products that are available for purchase that meet our goals. I believe we are working hard to re write bids for food products, taste testing various products, and working to find a balance between the favorite foods that students are used to finding at school and that of the guidelines that we are given. I also believe that we need our vendors to understand the importance of why we have these standards. We try to order items that may be</p>	NA/+	

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12-05	Lorna Judy, RD Child Nutrition Director ljudy@access.k12.wv.us Pendleton County Schools PO Box 888 Franklin WV 26807	lower in fat, no trans fat, or lower in sodium however, when these products are out of stock or deemed slow movers then the vendor substitutes the product. We control some of this; however, not all of it. I wish we could have more vendor completion so that the products we need are at prices we can afford. Eating healthy is important. People working in food service do their best to control costs and provide the highest quality food products that they can. Vendors could help us to do just that.	NA/+	
12-06	Debbie Williams Teacher dbwilliams@kcs.kana.k12.wv.us Kanawha County Schools Charleston WV 25302	4.4 Option B I am glad to see the minimum requirement for bread decreased. With the prevalence of childhood obesity, the old requirement of 1 1/2 bread servings per day and a weekly total of 12 servings for grades 4 - 12 was excessive. Decreasing the total to 10 per week for students in the upper grades would even be better.	NA/0	
12-07	Victoria Kane Title I Reading vkane@kcs.kana.k12.wv.us	One only needs to watch nightly news and read the newspaper to realize we have a very serious problem with childhood obesity. This is the first generation that will not	NA/0	

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12-07	Piedmont Elementary School 203 Bradford St Charleston WV 25301  Melissa Garcia melissa.garcia@alz.org 618 Rice St. Barrackville WV 26559  Nancy Romeo cook111 naromeo@aol.com wvsna 5507 Virginia Ave, SE Charleston WV 25304	outlive their predecessors due to health problems related to obesity. Yet, for breakfast at school, children are served pancakes with syrup, cereal with milk and juice. Simple carbohydrate overload? Where is the protein? Lunch consists of corn, pizza rolls, ice cream...again, carbohydrates and fats. Dr. Carol Greenwood emphasized the advantage of nutritious carbohydrates – fruits, vegetables, and whole grains – instead of simple sugars such as pastries. Her studies point to the importance of children's breakfasts to school performance.	NA/+	
12-08	Martha Roop School Nurse mroop@access.k12.wv.us	I think this is a great change. I especially like that water will be offered at lunch and that there will be whole grain foods.	NA/+	
12-10		agree  Excellent!	NA/+	

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	Nicholas County Board of Education 400 Old Main Drive Summersville WV 26651			
12-10	Jennifer Walters concerned parent jenniferwalters37@hotmail.com 2120 Weberwood Dr. South Charleston WV 25303	I would like a direct attempt at eliminating any food that has hydrogenated oils/trans fats listed in the ingredient list. It is recommended by health and medical professionals alike that Zero amount of this kind of processed fat be consumed by individuals. The human body is incapable of processing this plasticized fat therefore it remains in the body. Consumption of the non-food is a cause of the buildup of muck in the blood vessels and is linked to heart disease. Other disease processes may be in the works in addition to this such as cancer. In addition please eliminate any foods with high fructose corn syrup or artificial colors listed in the ingredient list. Please let me know what "higher power" I can plead this request to. I am concerned that my children in daycare start off with this type of food and over several years they may be worse off than their grandparents are due to earlier exposure over a longer period of time. Thank you.	NA/+	
12-10	Laura C. Savio, MS, RD, LD Child Nutrition Coordinator lsavio@access.k12.wv.us Monongalia County Schools 13 South High St. Morgantown WV 26501	4.3.1. Non-nutritive/artificial sweeteners would make no contribution to the diet and therefore should be omitted.  4.4 I support an additional category of Pre-K-2 for appropriate portions for young children. I also support the reduction of servings of Bread in other grade categories.	NA/+	

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		This would more closely align the calories with the Dietary Reference Intakes.		
	4.5 Lowering the sugar limit on cereals will assist schools in providing healthier choices.			
	4.3 These are excellent standards.			
12-10	Brenda Isaac Lead School Nurse bcisaac@kcs.kana.k12.wv.us Kanawha County Schools 200 Elizabeth St. Charleston WV 25311	4.5 Stronger standards for breakfast have been needed for a long time. I am especially glad to see that we will offer milk at 1% or less and that we are offering fruit every day.	NA/+	
	Karen Sponaule Special Education Teacher, Wellness Coordinator spongynavel@kcs.kana.k12.wv.us South Charleston HS 304 Central Avenue South Charleston WV 25303	By omitting beverages with artificial sweeteners you are limiting those students who have diabetes to drinking only water. I might also mention that staff use the machines and consume diet sodas for the same reason. I think you will be forcing students with these issues to bring in food and drinks from outside. I appreciate that we are attempting to look out for pregnant students but should we not have the same concern toward students with legitimate illnesses such as diabetes?	NA/-	
12-11	Krista Farley State Chair & Director of Health Promotion kristafarley@wvdhhr.org WV AFHK & KCHD	Consistent message throughout the school environment of these nutrition programs and guidelines. Local training and technical assistance will ensure success of the implementation of this policy. I strongly support the effort to	NA/+	

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12-12	108 Lee Street, East Charleston WV 25301  Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	eliminate artificial sweetener and lower sugar contents of cereal.  4.1 Again, I'm unsure about who is in charge of policing the snacks and treats brought onto school premises. 4.3 I think the serving sizes for our middle school students are too small. With low calorie, low fat, low carb foods, the staying power of the portions is low.	NA/-	
12-14	Eileen Barker and Becky King Co-Coordinator bk517@attglobal.net WV School-Based Health Assembly 1219 Virginia Street East Charleston WV 25301	WVSBHA supports basing the standards on the current Dietary Guidelines for Americans. Including Pre-K in the meal pattern is a positive step. Limiting fats, sodium and sugar, and use of whole grains, fresh fruits, 100% fruit juice, and vegetables is positive (appropriate beverage options should be available for diabetic students). WVSBHA encourages the preparation of healthy meals on-site using fresh fruits and vegetables and less use of prepared foods.  Increase of fresh by 1/4 c. will definitely impact cost.	NA/+	
12-14	Kathy Yost Food Services Director Berkeley County Schools 401 S. Queen Street Martinsburg, WV 25401	Decrease of grains should be to 10 not to 11 for the upper grades. Due to problems with the glycemic index in grains, this would definitely help.	NA/-	
12-15	Dan Foster CAMC Physician Advisor	Quite appropriate to limit use of artificial sweeteners.	NA/+	

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12-16	701 Crawford Road Charleston, WV 25314  Mary Kay Harrison marykay710@verizon.net 1022 Saint Ives Drive Hurricane WV 25526	<p>These lunch standards are research based and meet or exceed national guidelines. Many West Virginia schools have proven their ability to meet high meal standards. WVDE's training and technical assistance have been critical in assuring such success.</p> <p>4.3.1f I strongly agree with this standard. Artificial sweeteners contribute nothing to students' diets and should not be encouraged.</p> <p>4.4 This is a proven, practical tool. West Virginia was the first to develop a statewide a food-based menu system to meet the Dietary Guidelines for Americans.</p> <p>4.5 Cereals play an important role in children's nutrition. Requiring that whole grain varieties be offered and further limiting sugar content will have measurable impact on nutrient consumption while helping students make more healthful food choices.</p>	NA/+	
12-17	James F. Bogden Project Director jimb@nasbe.org National Association of State Boards of	<p>We defer to USDA requirements and the Board's judgment.</p>	NA/0	

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12-17	Education 277 S. Washington Street Suite 100 Alexandria VA 22314  Perry Bryant Executive Director pbryant@wvahc.org West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	We recommend that you maintain the prohibition on foods and drinks containing non-nutritive/artificial sweeteners. The IOM report only recommends nonnutritive-sweetened beverages after school, but not during the school day. Additionally, school nutrition standards should place more emphasis on fresh fruits and vegetables.	NA/+	
12-17	Rhonda McCoy Food Service Coordinator rgmccoy@access.k12.wv.us Cabell County Board of Education 2850 5th Avenue Huntington WV 25709	With the increase of students that we are feeding in the pre-K program the new meal pattern was much needed to address the needs for the pre K-2. I think the limit on the trans fat needed to be addressed in the new policy and was glad to see that manufacturers are already working on their recipes to take trans fat out of their food products. Otherwise, this many have been difficult to accomplish with some foods.	NA/+	
12-17	Terri Atha Child Nutrition Director ttrichar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	

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12-17	Jane Stone kathyjane@verizon.net 108 Virginia St W St Albans WV 25177	I am glad to see a meal pattern for younger children.	NA/+	
12-17	Kay Maynard Director of School Nutrition pkmaynar@access.k12.wv.us Mingo County Schools Route 2 Box 310 Williamson WV 25661	I agree with the new requirements for Option B. These requirements provide for age appropriate portions with emphasis on fresh fruits and vegetables as well as whole grains.	NA/+	
12-17	Charlene Strahin Child Nutrition Director Preston County Schools 300 Preston Drive Kingwood, WV 26537	I love it! "All food and beverages made available". It leaves little doubt on what must meet standards. My help to eliminate the candy bar fund raisers.	NA/+	
12-18	Debbie Kaplan, RN, BSN School Health Services Raleigh County Schools 2 White Oak Trace Beckley, WV 25801	Concern regarding food for our student's with health conditions, such as diabetes, where concentrated sugars are to be limited – except in an emergency hypoglycemia (low blood sugar) episode sugar-free syrup allows a student to have the same breakfast food as their peers (such as pancakes and sugar-free syrup).	NA/0	
12-18	Jay Stone Retired Teacher 910 Greenbrier Drive	Very complete as to children's needs.	NA/0	

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12-18	Hinton, WV 25951 Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	A needed criteria to children's needs.	NA/+	
<b>§126-86-5 Nutrition Standards for Other Foods and Beverages</b>				
11-17	Shelly Weeks registered nurse hokiern90@aol.com 518 Tyler Ave Pearisburg VA 24134	I have an issue with artificial sweeteners being prohibited. With the exception of a vanilla-flavored reduced sugar reduced fat milk that is served in Mercer County, I see no beverages (with the exception of water) being offered that allows our obese and diabetic students much of an option at school.	NA/-	
11-17	Kathy White kathleenw57@yahoo.com 101 Bryan Drive St. Marys WV 26170	I am opposed to the section regulating other foods served to students. We have effectively taken most of the "fun" out of school! Our students have 2 parties per year. They get so excited and look forward to this "fun" time! I don't think that depriving students of a Halloween and Valentine Party will solve the problem of childhood obesity. As a teacher, I take great care in monitoring the children in my room with food allergies. My "homeroom parent" also works with me to offer alternative party treats to children with allergies. (We have to remind our cooks of food allergies at times because they forget...) Also, at times I give my students a small lollipop or candy as a reward for doing something special. I	NA/-	

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		<p>resent being told that I can't do this. Additionally, we do a few cooking activities at school as a part of our children's literature, math, or social studies lessons. I suppose according to these regulations, I won't be able to do that anymore either! Let's concentrate on improving the quality and nutrition of our school hot lunch program and not turn our school personnel into "food police!" Perhaps greater attention to our physical education and health programs would serve to better educate the children on healthy lifestyles...rather than to deprive them of a treat once in a while!</p>		
<p>11-19</p> <p>robert mazzella            rmazzella@go.com            PO Box 655            Hinton WV 25951</p>		<p>Prostart program student enterprises meet nutritional guidelines and go beyond in offering healthy choices for the minimal number of students who participate. These student enterprises give actual business experience to students who are able to be placed in industry before other students without such training. These enterprises are 21st century learning at its best. I would hope they could continue as a vital component of quantity foods training. The students who may eat in these enterprises do not eat school lunch and therefore without would have no nutrition. So much will be lost if these enterprise cannot continue. I was the first to create one 20 years ago, seeing the need, coming from business for students to have actual experience in the school. Over 90 percent of these students are able to obtain jobs with</p>	<p>NA/0</p>	

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11-19	robert mazzella rmazzella@go.com Po Box 655 Hinton WV 25951	this work-based learning in school experience. By the way the enterprise won best practices from WVDOE twice in the past. Thank You  Sorry, I forgot a comment. I feel if soda sales are allowed to continue and snacks that meet nutritional guidelines and fundraisers that meet guidelines, it would seem wrong to abolish a vital curriculum component that is just not selling food for money but for training and education that cannot be duplicated. Thanks again!	NA/o	
11-25	Linda T. Wood ltwood2007@yahoo.com HC 61 Box 77 Coalton WV 26257	I think the new policy is long overdue! As a teacher from a school that removed its vending machines, I will tell you that it has improved the school environment immensely. I hope other schools will take the opportunity to do the right thing for our children.	NA/+	
11-26	Kristin McCartney Registered Dietitian kangus-mccartney@hsc.wvu.edu WVU/CARDIAC Project 700 Washington St., East, Suite 201 Charleston WV 25301	The only things I do not agree with are those that are associated with WV State Code, those being the sale of soft drinks and the sale of beverages as long as they contain at least 20% fruit juice. I am happy to see the WV BOE is discouraging the use of these beverages despite the fact they are allowed. It is time that we realize that these sweetened beverages can be major contributors to the childhood obesity epidemic and schools do not need to promote their use.	NA/+	
11-26	Beverly Blough MS,RD,LD Director of Food Service	I apply the same comment about artificial sweeteners to this section as well. The new standards are welcome addition and	NA/+	

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<p>Bblough@access.k12.wv.us            Wood County Schools            1210 13th St            Parkersburg WV 26101</p>	<p>provide us with the guidance we have sorely needed. I would like to see 5.1.5 strengthened to eliminate the sale of competitive foods anywhere in the school during meal periods.            Section 5.2 is confusing. Organized food events - this is not well defined or explained. If food and beverages cannot be brought into the school from outside sources what kind of organized food event would there be? I am very pleased to see food safety addressed when it comes to food from outside vendors or other sources. This is so important. This is probably the biggest change in the standards and I fully support them as a dietitian! Thank you.</p>			
<p>11-27            Megan Motz            Teacher            mmotz@access.k12.wv.us            Fayette County Schools            RR2 Box 608            Fayetteville WV 25840</p>	<p>I feel that counties are making irresponsible choices when it comes to opting to market junk foods and sodas to our students. As a high school teacher, I see first-hand the negative effects of having these products for sale in WV schools. I see students arriving to their first class (Before 8AM!) with multiple Mountain Dews and Pepsis purchased in the building. Even the "juices" provided only contain 20-25% fruit juice. How many students willingly opt for bottled water when 2 varieties of Mtn. Dew and 3 varieties of Pepsi are just as accessible? I feel that the state needs to take swift action and eliminate ALL SODA MACHINES IN WV SCHOOLS. How can we be shocked at the obesity rate and incidence of ADHD? The small amount of revenue is not</p>		NA/+	

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		worth our students' well-being! Parents are not aware what their children consume during school hours and they need to know what is being offered and where the lunch money is really going. Incentives for removing these options should be offered.		
11-28	Meredythe Barrick mbarrick@access.k12.wv.us One Baker Place Keyser WV 26726	I like that trans fat limits are noted.	NA/+	
11-28	Debbie Kilcollin Coordinator of Child Nutrition dkilcoll@access.k12.wv.us Greenbrier County BOE P.O. Box 987 202 Chestnut Street Lewisburg WV 24901	1. 20% juice is certainly a beverage usually loaded with added sugars and flavorings. We need to make this requirement 100% juice and nothing less. 2. Sodas, even in high schools should not be allowed during the school day. I realize they are not to be sold during breakfast and lunch, but my opinion is that they should not be served at all. Let's make the environment healthy with water, 100% juice and low fat/nonfat milk products.	NA/+	
12-03	Christina Babyak Director, Child Nutrition cbabyak@access.k12.wv.us Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	No comment.	NA/0	
12-03	Jack Daugherty	I feel it is imperative that we limit unhealthy items that we	NA/+	

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	Food Service/Technology jldaughe@access.k12.wv.us Nicholas County Schools 400 Old Main Dr. Summersville WV 26651	sale or distribute to our students in school or offer for sale in our schools. I feel this part of the policy is a good step in helping our students.		
12-03	Robert Jay Yeager Assistant Superintendent ryeager@access.k12.wv.us Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	5.1.5 does not make any sense and is unclear. If those foods exist and are sold during the meal period, then those foods are being sold, served, and distributed in such a way to encourage the distribution or purchase of these items as a ready substitute for, or in addition to, reimbursable meals. Example, the Spanish Club sells Nachos and Cheese everyday during the meal serving period. This is unenforceable and confusing to school principals. The thing to do is not to allow any competition foods to be sold in a school during the meal serving period. Those foods could be sold after the meal serving period and after school.	NA/-	
12-03	Rose M. Cook Child Nutrition Director rmcook@access.k12.wv.us Raleigh County schools 2001 S. Kanawha St. Beckley WV 25801	5.1.2. Some pre K classes choose to have snacks sent from home. Teachers ask for assistance with proper choices. If this is a morning class they want to serve these snacks to their children mid morning. This statement does not allow for this option.	NA/0	
12-03	Brenda Arrowood Director of Food Services	I feel that putting limits on the foods that can be served or sold outside of the foods offered in the school cafeteria will	NA/+	

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	barrowoo@access.k12.wv.us Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	help eliminate the competition between healthy foods offered in the cafeteria and the unhealthy empty calorie foods that are so appealing to the young.		
	Richard Dulee Counselor rdulee@access.k12.wv.us Greenbrier Co. Schools Alderson Elementary RR 1 Box 162F Alderson WV 24910	My comment s in regard to the following policy:  5.2. Due to special dietary needs and food safety concerns, foods and beverages brought or delivered from outside sources may be consumed only by individual students for which they were brought or delivered, and not by the general student population. Organized food events and celebrations held during the school day shall be regulated and monitored by school personnel to meet the requirements of this policy.	NA/-	
12-03		Comment:  I understand the intent of this is to prohibit unhealthy and potentially harmful foods (i.e., food allergies) from being distributed in our classrooms. However, I believe PROHIBITION of all snacks from home is a missed opportunity to educate parents as to what is and what is not a healthful food.  Traditionally, at the elementary school level, class celebrations and parties have provided an opportunity for the		

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		<p>community to interact with school in a positive manner.</p> <p>This presents a tremendous opportunity for educating parents about nutritious foods.</p> <p>Prohibiting all snacks from home is the easy way out; taking advantage of this opportunity to educate requires a much more comprehensive approach. I sincerely hope WVDE will consider revisiting this aspect of policy and instituting changes which enhance a positive, traditional experience for elementary students rather than simply eliminating it.</p> <p>I want to add that as far as food allergies are concerned, my school has two students with serious allergies and we work in a collaborative model with staff and parents to safeguard and include these students in all food and nutrition activities. Dealing with these students has been a positive experience for all of us. A blanket prohibition creates a potentially false sense of security and eliminates another useful collaborative intervention by all members of the local school community.</p>		
12-04	<p>Diane Miller            Food Service Director            dimmiller@access.k12.wv.us            Lincoln County Schools            10 Marland Ave</p>	<p>This by far is the most significant change to the policy. I commend the efforts in this area. Now let's hope that those who produce these snack items allow us variety enough to satisfy the student's needs.</p>	NA/+	

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12-05	Hamlin WV 25523 Thekla Lund school nurse theklaml@verizon.net KCS 834 Whispering Way So. Chas WV 25303	Soft drinks and sweetened beverages should be limited. Soft drink machines should definitely be taken out of the schools and replaced with bottled water etc.	NA/+	
12-05	Lorna Judy, RD Child Nutrition Director ljudy@access.k12.wv.us Pendleton County Schools PO Box 888 Franklin WV 26807	5.1.1 - These changes should allow for healthier choices for students. The current policy limits the worst snack foods but leaves room for many other foods that are not the best choices. With the availability of 100 calorie portion packs and similar items, there should be no shortage of items for schools to sell that meet these requirements. The language in this section is more up to date and consistent with that used by other health promotion entities. 5.1.1. - I am glad to have the use of artificial sweeteners addressed in policy.	NA/+	
12-06	Debbie Williams Teacher dbwilliams@ksc.kana.k12.wv.us Kanawha County Schools Charleston WV 25302	More home-made meals. For breakfast there needs to be more protein for the students; hard-boiled eggs, cheese, yogurt bar. There is too much sugar especially at breakfast like sugary cold cereal and syrup. Yogurt cups contain too much sugar (the type the school has now).	NA/0	
12-07	M. Misiti Title I School Psychologist	These standards would suggest that food/beverages could not be brought into the schools for a "special event". I work	NA/0	

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	mmisiti@kcs.kana.k12.wv.us Kanawha County Schools Chandler Elementary 1900 School St. Charleston WV 25312	in an inner city school where our children rarely have home cooked meals/home baked goods. Our case partners will a few times a year provide a special healthy homemade treat for the students. It would be a shame to stop these wonderful events. Also, I worry that the teachers could no longer bring foods to use in "cooking" at school which reinforce and make more creative their educational lessons. (For example, making homemade vegetable soup when reading STONE SOUP.)		
12-08	Nancy Romeo cook111 naromeo@aol.com wvsna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA/+	
12-10	Martha Roop School Nurse mroop@access.k12.wv.us Nicholas County Board of Education 400 Old Main Drive Summersville WV 26651	I think this section is great. I would like to see something a little more specific relating to foods used during celebrations, etc. Can parents send in foods that are prepackaged and contain nutrition labels so we can determine if an allergen exists in the product?	NA/+	
12-10	Jennifer Walters concerned parent jenniferwalters37@hotmail.com	I would like a direct attempt at eliminating any food that has hydrogenated oils/trans fats listed in the ingredient list. It is recommended by health and medical professionals alike that	NA/+	

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2120 Weberwood Dr. South Charleston WV 25303	Zero amount of this kind of processed fat be consumed by individuals. The human body is incapable of processing this plasticized fat therefore it remains in the body. Consumption of the non-food is a cause of the buildup of muck in the blood vessels and is linked to heart disease. Other disease processes may be in the works in addition to this such as cancer. In addition please eliminate any foods with high fructose corn syrup or artificial colors listed in the ingredient list. Please let me know what "higher power" I can plead this request to. I am concerned that my children in daycare start off with this type of food and over several years they may be worse off than their grandparents are due to earlier exposure over a longer period of time. Thank you.			
12-10 Laura C. Savio, MS,RD,LD Child Nutrition Coordinator lsavio@access.k12.wv.us Monongalia County Schools 13 South High St. Morgantown WV 26501	5.1.1 Providing guidelines and setting limits for other foods and beverages is an appropriate move. However, it will take additional nutrition education for school staff and parents in order to implement.  5.2. This restrictions necessary to ensure the safety of all students. For many years I have worried about the conditions where other foods were prepared and brought to schools.		NA/+	
12-10 Brenda Isaac Lead School Nurse bcisaac@kes.kana.k12.wv.us Kanawha County Schools	5.1 This is sorely needed. Hopefully it will be stringently enforced. Hopefully we can change the law to prohibit the sale of soft drinks. Until then, I am glad that schools will be strongly encouraged to only sell that which is recommended.		NA/+	

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	200 Elizabeth St. Charleston WV 25311	One thought might be the possibility of a temporary waiver for educational activities, i.e. once a year when schools want to do a multicultural experience and have students assist in providing foods from other countries. I don't know if this would be feasible or not, if the WVDE could have strict guidelines for those types of waivers.		
12-10	Vivian M. Barker Teacher, Coach PO Box 419 Avondale, WV 24811	Sports concession's stands should be allowed to sell whatever soda is in demand. Programs are losing <u>BIG MONEY</u> over being limited to a certain brand of soda sales. This is after school hours, sold to adults who can make their own choices for themselves and their kids!!	NA/-	
12-10	Debra Poore HCR 60 Bx 357 Jaeger, WV 24844	Need to offer fruit juice in vending machines for middle school students.	NA/0	
12-11	Karen Sponaugle Special Education Teacher, Wellness Coordinator spongynavel@kcs.kana.k12.wv.us South Charleston HS 304 Central Avenue South Charleston WV 25303	By limiting the use of caffeine in schools you will be removing most of the soda from the high schools	NA/0	
12-11	Krista Farley State Chair & Director of Health Promotion	Soft drinks should be eliminated from all school activities and promotion of healthy beverages which they will still	NA/+	

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12-11	kristafarley@wvdhhr.org WV AFHK & KCHD 108 Lee Street, East Charleston WV 25301  Jackie McCrum Principal jmccrum@access.k12.wv.us Aurora School Rt 1, Box 209 Aurora WV 26705	purchase so the funding stream will continue. The empty calories of soft drinks are seriously impacting the health of our children.  Why is it ok for flavored milk to be sold during when the sugar contents are sooo high on it? Why not just stick with the non-fat/1% low-fat milk.	NA/0	
12-12	Beth Cooper teacher ercooper@access.k12.wv.us Randolph County Schools 150 Kennedy Drive Elkins WV 26241	As a teacher/mother, I understand the need to control some of the "junk food" that is consumed during parties at school. However, I do not see a problem with parties having a little treat/sweet to go along with the nutrition. According to the way I understand this new amendment to the policy, there will be NONE of that at the parties. As a teacher, I do not have a problem with giving my students a treat at the end of the week. One treat all week long is NOT a big deal. My treats consist of a lifesaver, a piece of gum, a dum-dum lollipop, etc. If this is extreme, I am in the wrong profession. I think you are trying to go overboard with this new policy. Until you can come up with a "happy medium" to this policy, I don't think any changes can be made at this time. Come to school and look at what the parents pack in their child's cold lunches. When we can make this change too.	NA/-	

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12-12	Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	change the policy!  5.1.1 Again, I must express concern about fund raisers and parties and snacks. The teachers and staff are not equipped to police the auxiliary sales. We can make suggestions to parents/others but I am uncomfortable confiscating snacks.	NA/-	
12-13	Tammie Daniels Assistant Principal tdaniels@access.k12.wv.us Tygarts Valley High School Rt. 1 Box 190-3 Elkins WV 26241	5.1.3 Our schools often offer reward activities for positive behavior support. We travel to the movies or bowling or tubing. The way this is worded, students won't be able to eat popcorn at the movies or food at the bowling alley or at the tubing park because that would reward them with food. That would also punish the nonparticipants with food.	NA/0	
12-14	Eileen Barker and Becky King Co-Coordinator bk517@attglobal.net WV School-Based Health Assembly 1219 Virginia Street East Charleston WV 25301	WVSBHA supports the proposed standards for other foods and beverages and encourages full implementation of the IOM guidelines across all grade levels.	NA/+	
12-14	Kathy Yost Food Services Director Berkeley County Schools 401 S. Queen Street Martinsburg, WV 25401	WV Code needs to change to 100% juice not 20%. Also, sodas should not be allowed at high schools as the WV Code says.	NA/+	
12-15	Dan Foster	Attention to portion size is important.	NA/+	

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	CAMC Physician Advisor 701 Crawford Road Charleston, WV 25314	5.1.1. Not to permit students to enjoy party foods seems rather harsh. These should be recommendations, not rules. These are children who only have 2 or 3 class parties a year. Let them have some fun. 5.1.1. I am concerned that as an adult coffee drinker, that I will not be allowed to drink coffee at school. This needs to be worded such that it is only pertaining to students, not staff.		
12-16	Pat Burdette Teacher psburdette@earthlink.net Alderson Elementary School Alderson WV 24910	5.1.3. As a veteran teacher, I offer incentives for good work and behavior. Treats such as stickers and candy go a long way toward motivating my students. Please don't remove this option from me. There is so little that I can do now. 5.2. Does this mean that if a parent brings in cupcakes, that we will not be able to accept them? What about the parent who returns from the apple orchard with apples for us, we can't eat these either? Please realize that the problems with childhood obesity will not be changed by eliminating cupcakes. Students need to have daily physical activity in the form of physical education. With the emphasis placed on AYP, phys. ed. and other related arts programs are being short-changed.	NA/-	

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12-16	Mary Kay Harrison marykay710@verizon.net 1022 Saint Ives Drive Hurricane WV 25526	<p>5.1.1 The strong recommendation contained here to offer only healthful beverages and foods is commendable; however, it must be accompanied by leadership that will influence high schools to find healthful alternatives to soft drink sales and educate parents, communities and lawmakers regarding the negative impact of soft drink consumption to students' nutrition and health.</p> <p>5.1.1.1 I strongly agree with limits on portion sizes expressed in this policy. These help to ensure that snacks do not replace meals and that students learn to judge appropriate serving sizes.</p> <p>5.1.2 This is a common-sense approach to encouraging students to eat meals before snacking.</p> <p>5.1.3 Schools commonly offer food as a reward without thinking of the message such practices send. They will need information and support to change prevailing attitudes about food as a reward. WVDE can provide such leadership.</p> <p>5.2 This is the only safe approach to ensuring food safety for all children. Again, this change will require technical assistance to schools that will be expected to implement this provision.</p>	NA/+	

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12-16	Vanessa Miles, MS, RD, LD President riverhillcfa@gmail.com West Virginia Dietetic Association 101 TWP Rd. 1385 Proctorville OH 45669	The standards established here will enable schools to provide students with nutritious food and beverage choices which will result in enhanced learning opportunities and foster lifelong healthy eating habits.	NA/+	
12-17	James F. Bogden Project Director jimbo@nasbe.org National Association of State Boards of Education 277 S. Washington Street Suite 100 Alexandria VA 22314	To our knowledge, this is the first policy in any state to incorporate the May 2007 recommendations of the Institute of Medicine Committee on Nutrition Standards for Foods and Beverages at School. NASBE is actively encouraging all states to adopt the well-thought-out IOM recommendations, which are solidly grounded in science and educational practice. The justifications for each of the recommendations are fully described in the report and heartily endorsed by NASBE. We will cite West Virginia as a good example of how the IOM recommendations can be adopted in spirit while adapting some details (e.g., allowing nuts & seeds) to local preferences.	NA/+	
12-17	Perry Bryant Executive Director pbryant@wvahc.org West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	We strongly support the limits on total calories, calories from total fat and saturated fat, trans fat, sugar and sodium. However, subsection g should be amended to strictly limit beverages to water, 100% fruit, non and low fat milk. This should not be a recommendation, but rather a prohibition with an exemption for high schools under 18-2-6a. We also recommend that you maintain the prohibition on artificial	NA/+	

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12-17	Rhonda McCoy Food Service Coordinator rgmccoy@access.k12.wv.us Cabell County Board of Education 2850 5th Avenue Huntington WV 25709	<p>sweeteners. Finally, we strongly support maintaining the limits in 5.2 on bringing in food from the outside and organized food events.</p> <p>I think the changes to the policy are very good in that it places many restrictions on foods and beverages sold or served in the schools. Of particular interest is the limits on sugar, caffeine and artificial sweeteners. This just about limits soft drinks, but I would have liked for the policy to have been stronger and eliminated soft drinks in the public schools. I was also glad to see that this section addresses the safety concerns of persons bringing in food or snack items to be given out to the general student population. With so many students having serious side effects caused by allergies this policy addresses that problem.</p>	NA/+	
12-17	Terri Atha Child Nutrition Director tlruchar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	<p>In very strong agreement with all proposed standards in this section.</p>	NA/+	

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<b>DATE</b>	<b>INDIVIDUAL ORGANIZATION</b>	<b>COMMENTS</b>	<b>ACTION/ TYPE</b>	<b>RATIONALE</b>
12-17	Jane Stone kathyjane@verizon.net 108 Virginia St W St Albans WV 25177	I support the proposed standards. Too bad high schools are allowed to make soft drinks available to students. As for no foods brought from outside and school parties, children are more interested in the activities than the food. There should be no competitive foods in schools.	NA/+	
12-17	Kay Maynard Director of School Nutrition pkmaynar@access.k12.wv.us Mingo County Schools Route 2 Box 310 Williamson WV 25661	The sale of soft drinks should be prohibited in all schools. With the increased obesity and diabetes rates among children, the goal of schools should be to educate students on healthy choices and make available nutritionally sound choices for students.  Opponents of this policy argue the revenue from the sale of soft drinks and other snacks is necessary to subsidize the school budget. The long term cost of poor health will negatively affect not only schools but West Virginia as a whole. Revenue should not supersede student health.	NA/+	
12-17	Charlene Strahin Child Nutrition Director Preston County Schools 300 Preston Drive Kingwood, WV 26537	This will be helpful in explaining what foods are acceptable and appropriate. It will make monitoring the vending machines products easier and less subjective.	NA/+	
12-18	Debbie Kaplan, RN, BSN School Health Services Raleigh County Schools	Regarding lunch – In a severe hypoglycemia episode – concentrated sugar in liquid, soft-chewable, or solid form – is life saving and protects both staff and students with	NA/0	

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12-18	2 White Oak Trace Beckley, WV 25801  Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951  Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	Diabetes or Hypoglycemia diagnoses. Please consider allowing availability or distribution to those individuals – for their immediate safety.  It addresses the need to have healthy choices. Unhealthy foods should not be available in school or brought in.  Address the need for showing leadership through having only healthy food served in schools.	NA/+	
11-17	Kathy White kathleenw57@yahoo.com 101 Bryan Drive St. Marys WV 26170	I agree that we need to be concerned about candy, pop, etc. being sold during the school day. However, these sales generate much needed revenue for school trips, special projects and programs, etc. Perhaps the state should prepare to send us additional funding to meet our needs if we can't sell "non-nutritious" items at school.	NA/+	
11-26	Beverly Blough MS,RD,LD Director of Food Service Bblough@access.k12.wv.us Wood County Schools 1210 13th St Parkersburg WV 26101	6.1 is an excellent addition - this will eliminate the after school candy sales finally. Thank you.	NA/+	

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11-27	Megan Motz Teacher mmotz@access.k12.wv.us Fayette County Schools RR2 Box 608 Fayetteville WV 25840	Does the WVDE allow solicitors to come into classrooms and push products on children? NO! Then why do we allow Pepsi and other corporations to advertise on their machines placed in schools? Schools should be ad-free environments!	NA/0	
12-03	Christina Babyak Director, Child Nutrition cbabyak@access.k12.wv.us Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	No comment.	NA/0	
12-03	Jack Daugherty Food Service/Technology jldaughe@access.k12.wv.us Nicholas County Schools 400 Old Main Dr. Summersville WV 26651	We should practice what we preach. If we believe in helping student in healthy situations it should be in all aspects.	NA/0	
12-03	Robert Jay Yeager Assistant Superintendent ryeager@access.k12.wv.us Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	Foods and beverages should not be sold during the meal serving period. Foods and beverages should not allowed on school buses.	NA/0	

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12-03	Brenda Arrowood Director of Food Services barrowoo@access.k12.wv.us Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	Unfortunately, it is difficult for others to realize they can raise money without the sale of candy, soda and chips. This will be difficult to enforce.	NA/0	
12-05	Thekla Lund school nurse theklaml@verizon.net KCS 834 Whispering Way So. Chas WV 25303	Snack type candies and chips should be replaced by more nutritious food such as fruit and possibly other items.	NA/+	
12-05	Mark C. Kilcollin, DDS mkilcollin@hotmail.com WV Dental Association box 618 1004 Kilcollin Blvd. Union WV 24983	As chairman of West Virginia Dental Association's Task Force on Improving and Expanding Access to Dental Care in West Virginia, I would like to applaud your initiative to remove sugary carbonated beverages from all West Virginia schools, during the instructional day. The frequent sipping of sodas throughout the day is the single biggest factor causing cavities in our young West Virginians. Dental caries is the most prevalent disease of our youth and it is entirely preventable. Your proposed action will serve to educate our students while presenting healthy alternatives. Thank you for your continuing efforts to improve health in West Virginia.	NA/+	

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		Sincerely, Mark C. Kilcollin, D.D.S.		
12-06	Debbie Williams Teacher dbwilliams@ksc.kana.k12.wv.us Kanawha County Schools Charleston WV 25302	Water available to students (bottled) throughout the day. Thank goodness there are no more snack machines and drink machines.	NA/+	
12-08	Nancy Romeo cook111 naromeo@aol.com wvsna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA/+	
12-10	Martha Roop School Nurse mroop@access.k12.wv.us Nicholas County Board of Education 400 Old Main Drive Summersville WV 26651	Great!	NA/+	
12-10	Tonya Cline Autistic Aide Box 186 Panther, WV 24872	Any foods or a beverage that are sold during is already nutritional "do not change".	NA/-	

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DATE	INDIVIDUAL ORGANIZATION	COMMENTS	ACTION/ TYPE	RATIONALE
12-10	Vivian M. Barker Teacher, Coach PO Box 419 Avondale, WV 24811	After first 15 minutes of designated lunch, students should be allowed other choices of snack items, concession items of sorts to purchase. This will keep some from sitting and not eating – and getting hungry before getting home at 4-6 p.m.	NA/0	
12-10	Debra Poore HCR 60 Bx 357 Jaeger, WV 24844	I think the schools should be allowed to have fundraisers (doughnut sales, pizza kits, etc.) to people outside of school. Students in the school should not sale to other students on school time. These sales are usually the only way to raise money for activities.	NA/-	
12-12	Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	There are no snack/vending machines at our school. Students are confined to campus; they are not allowed to walk to fast food or stores in town.	NA/0	
12-12	Vicki Hinerman Superintendent vhinerma@access.k12.wv.us Summers County Schools 116 Main St. Hinton WV 25951	As a former Child Nutrition Director, I fully support the attempts made in this policy to promote proper nutrition for our students. However, I am concerned about our Pro-Start program at Summers County High School. This program is one of our most successful programs. Many students have graduated from this program and gone on to successful careers in the food service industry. Students from our program have been selected to assist with a holiday meal at the Governor's Mansion. I can understand making sure this program uses the same nutritional guidelines as the school	NA/+	

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12-12	Dr W Craig Wilcox President Elect cwilcox233@aol.com West Virginia Dental Ass. 7 Point View Terrace Wheeling WV 26003	lunch program; however, I firmly believe prohibiting the free enterprise component of the program would be great setback to our school system. Mr. Bob Mazella, the instructor of this program, takes great pride in teaching his students to excel. I certainly don't want to see this program suffer.	NA/+	
12-14	Eileen Barker and Becky King Co-Coordinator bk517@attglobal.net WV School-Based Health Assembly 1219 Virginia Street East Charleston WV 25301	We in the dental profession would like to see sodas and sweet snacks remove from the school system. We see the destruction in our offices daily.	NA/+	
12-16	Vanessa Miles, MS, RD, LD President riverhillefa@gmail.com West Virginia Dietetic Association 101 TWP Rd. 1385 Proctorville OH 45669	WVSBHA supports the proposed standards	NA/+	
12-16		It is critical that the entire school environment reflects consistent messages and opportunities for students to make healthy and informed selections. Compliance with the standards set forth in this policy and the following sections will ensure that nutritious foods and beverages are offered and reinforce healthy eating patterns.	NA/+	

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12-17 James F. Bogden Project Director jjimb@nasbe.org National Association of State Boards of Education 277 S. Washington Street Suite 100 Alexandria VA 22314	We endorse this.	NA/+		
12-17 Sarah Lee Brown Dir. C & I srlbrown@access.k12.wv.us Summers Co. Bd. of Ed. 116 Main St Hinton WV 25951	<p>If I understand this section of the policy correctly, programs such as Prostart will be ruined. As a previous Vocational Director, I know the amount of work that has been done in order to make Prostart the success that it currently is in our county as well as others across the state. If we eliminate such programs, we are taking away work based learning for many of our students. We are actually preventing them from having the learning experiences they need in order to be successful in the culinary field.</p> <p>If the concern is truly a nutritional one and not a financial one, then instead of preventing these programs from operating, require them to adhere to the same nutritional standards as the child nutrition program, but allow them to continue in operation. If the concern is truly nutritional, then both the child nutrition program and Prostart can work together for the good of all students.</p>	NA/0		

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12-17	Perry Bryant Executive Director pbryant@wvahc.org West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	We would recommend that the school day be expanded to include activities immediately after the last class is scheduled.	NA/0	
12-17	Rhonda McCoy Food Service Coordinator rgmccoy@access.k12.wv.us Cabell County Board of Education 2850 5th Avenue Huntington WV 25709	I thought the policy was good in that vending machines cannot use commercial logos to promote their products to encourage students to eat unhealthy.	NA/+	
12-17	Terri Atha Child Nutrition Director ttrichar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	
12-17	Jane Stone kathyjane@verizon.net 108 Virginia St W St Albans WV 25177	Education should not be financed at the expense of our children's health. Expecting children to generate monies for schools selling unhealthy items sends a very poor message.	NA/+	
12-17	Charlene Strahin Child Nutrition Director	AMEN! In a conversation with a Pepsi Cola vender She made the remark that vending in schools to them, was not	NA/+	

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12-18	Preston County Schools 300 Preston Drive Kingwood, WV 26537 Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951	about the profit but more about getting their name and product into a school for advertisement.	NA/+	
12-18	Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	The advertizing media promotes food to children for their own profit and does not consider the state children's health is in. Children are influenced by ads which is very unfortunate. Helps to not send mixed messages to school children. Advertising is a problem that parents as well as school needs to address.	NA/+	
11-21	Debora Mattingly patdeb97@verizon.net 826 Cedar Rd Charleston WV 25314	<b>§126-86-7 Á La Carte Sales</b> There are many other alternatives for fundraising that do not involve the sale of food	NA/+	
12-03	Christina Babyak Director, Child Nutrition cbabyak@access.k12.wv.us Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	No comment.	NA/0	
12-03	Robert Jay Yeager	no comment	NA/0	

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12-03	Assistant Superintendent ryeager@access.k12.wv.us Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	7.1 This allows school food service operations to sell bottled water to students who bring lunch from home or who want a second water with their lunch. We have had many requests for this option.	NA/+	
12-03	Rose M. Cook Child Nutrition Director rmcook@access.k12.wv.us Raleigh County schools 2001 S. Kanawha St. Beckley WV 25801	Sounds good.	NA/+	
12-05	Brenda Arrowood Director of Food Services barrowoo@access.k12.wv.us Wayne County Board Of Education P.O. Box 70 Wayne WV 25570 Lorna Judy, RD Child Nutrition Director ljudy@access.k12.wv.us Pendleton County Schools PO Box 888 Franklin WV 26807	7.1 I would like for 100% juice at breakfast to be included in a la carte sales.	NA/0	
12-06	Debbie Williams	Yogurt bar with wholesome toppings. The individual cups	NA/0	

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DATE	INDIVIDUAL ORGANIZATION	COMMENTS	ACTION/ TYPE	RATIONALE
	Teacher dbwilliams@kcs.kana.k12.wv.us Kanawha County Schools Charleston WV 25302	have too much sugar.		
12-08	Nancy Romeo cook111 naromeo@aol.com wvsna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA/+	
12-10	Brenda Isaac Lead School Nurse bcisaac@kcs.kana.k12.wv.us Kanawha County Schools 200 Elizabeth St. Charleston WV 25311	7.1 Why are we including the sweet milk shakes? I would rather see us limit this to only 1% or less milk. Even though these milk shakes are low in fat, they are high in carbohydrates and can present problems, especially for those students who have diabetes and must limit carbohydrates.	NA/-	
12-10	Vivian M. Barker Teacher, Coach PO Box 419 Avondale, WV 24811	Every school should have regular school menu and other option items such as burgers and/or pizza daily to choose from.	NA/0	
12-12	Connie Bonner School Nurse West Preston Middle School PO Box 70	There are no A la carte food options for our students.	NA/0	

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12-14	Masontown WV 26524  Kathy Yost Food Services Director Berkeley County Schools 401 S. Queen Street Martinsburg, WV 25401	Need to have 100% juice added for breakfast and other food items.	NA/0	
12-16	Mary Kay Harrison marykay710@verizon.net 1022 Saint Ives Drive Hurricane WV 25526	This long-standing limit on a la carte food sales is critical to the implementation other sections of this policy. It helps to fulfill the purpose of nutrition programs to provide well-balanced meals planned to meet the nutrition needs of all students.	NA/+	
12-17	James F. Bogden Project Director jimb@nasbe.org National Association of State Boards of Education 277 S. Washington Street Suite 100 Alexandria VA 22314	We defer to the Board's judgment.	NA/0	
12-17	Perry Bryant Executive Director pbryant@wvahc.org West Virginians for Affordable Health Care 1544 Lee Street	We support this section as is.	NA/+	

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12-17	Charleston WV 25311 Terri Atha Child Nutrition Director ttrichar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	
12-17	Jane Stone kathyjane@verizon.net 108 Virginia St W St Albans WV 25177	I hope this never changes in our state.	NA/+	
12-18	Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951	Well covered.	NA/+	
12-18	Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	Good.	NA/+	
<b>§126-86-8 Availability of Drinking Water</b>				
11-17	Kathy White kathleenw57@yahoo.com 101 Bryan Drive	I would like to see bottled water supplied to all students. This would serve to keep them well-hydrated and would decrease loss of class time due to headaches, etc., caused by	NA/0	

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	St. Marys WV 26170	dehydration. Our cafeteria has one water fountain for 125+ students to use during each lunch period. Due to our over-crowded cafeteria, we can't let students move at will to get water...thus it doesn't meet their needs.		
11-18	Walter Hardy Student wbhardy2@access.k12.wv.us 1116 S Park Dr Fairmont WV 26554	Is the requirement "Cups must be available with any water dispenser for easy student access" intended to include areas other than dinning, such as hallways and gyms?	NA/o	
11-21	Debra Mattingly patdeb97@verizon.net 826 Cedar Rd Charleston WV 25314	Great idea-I would like to see children encouraged to bring their own water bottle to school to cut down on waste .(There's a fundraiser idea-the sale of bottles with the school logo!)	NA/+	
11-27	Mary Early annabeth5@msn.com 214 Polo Greene Drive Apt 49 Martinsburg WV 25401	Water is a great option. I don't see why kids can't have a box of milk plus a small cup of water with their meals. We drink water at dinner most nights and it is a great thing.	NA/+	
12-03	Christina Babyak Director, Child Nutrition cbabyak@access.k12.wv.us Harrison County Schools 408 E.B. Saunders Way	Agreed.	NA/+	

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12-03	Clarksburg WV 26301 Robert Jay Yeager Assistant Superintendent ryeager@access.k12.wv.us Wetzel County Schools 333 Foundry Street New Martinsville WV 26155 Brenda Arrowood Director of Food Services barrowoo@access.k12.wv.us Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	no comment	NA/o	
12-03	Thekla Lund school nurse theklam1@verizon.net KCS 834 Whispering Way So. Chas WV 25303	Sounds good.	NA/+	
12-05	Debbie Williams Teacher dbwilliamsa@ksc.kana.k12.wv.us Kanawha County Schools Charleston WV 25302	As I said previously water should be replaced in the soda machines.	NA/+	
12-06		Bottled water should be available throughout the day. Also for breakfast because the juice it too sugary w/39g. Why not fresh fruit instead? Our students LOVE fresh fruit and our school gets such nice fresh fruit.	NA/o	

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12-07	Melissa Garcia melissa.garcia@alz.org 618 Rice St. Barrackville WV 26559	Water should be offered and available throughout the entire day. Many schools only allow children a few seconds at a drinking fountain a couple of times a day. These children should have access to water and bath room breaks at all times.	NA/+	
12-08	Nancy Romeo cook111 naromeo@aol.com wvysna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA/+	
12-10	Brenda Isaac Lead School Nurse bcisaac@kcs.kana.k12.wv.us Kanawha County Schools 200 Elizabeth St. Charleston WV 25311	8.1 The availability of safe water and cups for drinking water is excellent. We need to encourage the water, and cups, to be available all during the day, especially after recess and physical education, in addition to at meal times.	NA/+	
12-10	Tonya Cline Autistic Aide Box 186 Panther, WV 24872	As is. Any child should be able to drink the beverage they prefer.	NA/0	
12-10	Vivian M. Barker Teacher, Coach PO Box 419	Students can't drink School water from fountain – NASTY TASTING – “Coke’s sponsored water machines DON’T WORK as well as PEPSI – Kids hardly ever have good	NA/0	

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12-11	Avondale, WV 24811  Karen Sponaangle Special Education Teacher, Wellness Coordinator spongynavel@kcs.kana.k12.wv.us South Charleston HS 304 Central Avenue South Charleston WV 25303	water to drink. Each school chooses own water supplier/vendor!!!  I would hope this would be in addition to the water fountains in the school already?	NA/0	
12-12	Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	Water fountains are available.	NA/0	
12-14	Eileen Barker and Becky King Co-Coordinator bk517@attglobal.net WV School-Based Health Assembly 1219 Virginia Street East Charleston WV 25301	WVSBHA supports the proposed standard of providing quality drinking water to all students throughout the school day.	NA/+	
12-17	James F. Bogden Project Director jimbo@nasbe.org National Association of State Boards of	We endorse this.	NA/+	

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	Education 277 S. Washington Street Suite 100 Alexandria VA 22314			
12-17	Perry Bryant Executive Director pbryant@wvahc.org West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	We support this section as is.	NA/+	
12-17	Terri Atha Child Nutrition Director ttrichar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	
12-17	Jane Stone kathjane@verizon.net 108 Virginia St W St Albans WV 25177	Water is the most essential nutrient we need. Children should have access, especially at meal time.	NA/+	
12-17	Charlene Strahin Child Nutrition Director Preston County Schools 300 Preston Drive	I like the idea of using cups for sanitation purposes but I do not like the idea of having to provide them. When they are setting out they are missed used.	NA/+	

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12-18	Kingwood, WV 26537 Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951	Since our need for water is great, it should always be available.	NA/+	
12-18	Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	Should always be offered.	NA/+	
<b>§126-86-9 Adequate Time for Meal Consumption</b>				
11-17	Becky Uveges bjuveges@comcast.net 1512 Pattam Trail Fairmont WV 26554 Kathy White kathleenw57@yahoo.com 101 Bryan Drive St. Marys WV 26170	I am aware that some children only get 10 minutes to eat lunch. I feel 30 minutes should be required for all ages. Any shorter time only promotes poor habits of eating too quickly.	NA/0	
11-17	Beverly Blough MS, RD, LD Director of Food Service Bblough@access.k12.wv.us Wood County Schools 1210 13th St	This section would be a blessing! Sometimes our students aren't given adequate time to actually eat.	NA/+	
11-26		It is good to see the suggestion for recess before lunch added. It helps reinforce what we encourage principals to do.	NA/+	

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 N: No Response  
 NA: Not Accepted  
 A: Accepted

Type  
 - Negative  
 + Positive  
 o Neutral

<b>DATE</b>	<b>INDIVIDUAL ORGANIZATION</b>	<b>COMMENTS</b>	<b>ACTION/ TYPE</b>	<b>RATIONALE</b>
11-27	Parkersburg WV 26101 Mary Early annabeth5@msn.com 214 Polo Greene Drive Apt 49 Martinsburg WV 25401	I think meals can be consumed healthily within 30 minutes. I do think, however, this means kids should be given the full 30 minutes. Many kids who get their lunch trays and sit down are the last in line and have maybe 10 minutes to eat. This is not right and should not be permitted.	NA/0	
12-03	Christina Babyak Director, Child Nutrition cbabyak@access.k12.wv.us Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	Agreed.	NA/+	
12-03	Robert Jay Yeager Assistant Superintendent ryeager@access.k12.wv.us Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	no comment	NA/0	
12-03	Brenda Arrowood Director of Food Services barrowoo@access.k12.wv.us Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	To clarify, it is 10 minutes for breakfast and 20 for lunch after the last child in the line are served the tray?	NA/0	

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DATE	INDIVIDUAL ORGANIZATION	COMMENTS	ACTION/ TYPE	RATIONALE
12-05	Thekla Lund school nurse theklaml@verizon.net KCS 834 Whispering Way So. Chas WV 25303	Meal time definitely needs to be increased especially for younger children. By the time the students go thru the line to get their meal they only have 20 minutes to eat.	NA/-	
12-06	Janice Greene Health Nurse jgreene@kcs.kana.k12.wv.us Kanawha Co Schools 200 Elizabeth St. Charleston WV 25301	I feel that 10 minutes for breakfast and 20 minutes for lunch is not enough time for students to adequately consume their meal. 30 minutes for lunch should be a minimum.	NA/-	
12-06	Debbie Williams Teacher dbwilliams@ksc.kana.k12.wv.us Kanawha County Schools Charleston WV 25302	30 minutes is not enough time for breakfast or lunch (I work both). At lunch the classroom teachers wait until their class has been served before they go to lunch. Teachers don't have 30 minutes. If there isn't enough help in the lunchroom the students have 30 minutes but the time schedule is pushed back for the next serving time.	NA/0	
12-08	Nancy Romeo cook111 naromeo@aol.com wvsna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA/+	

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12-11	Karen Sponaule Special Education Teacher, Wellness Coordinator spongynavel@kcs.kana.k12.wv.us South Charleston HS 304 Central Avenue South Charleston, WV 25303	I don't feel that inhaling your food in 10 - 20 minutes is adequate time. This creates digestion problems as well as could potentially be a choking hazard.	NA/-	
12-12	Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	Since there is very little time for students to talk and visit with their peers, I think lunch should be 30 minutes minimum.	NA/0	
12-14	Eileen Barker and Becky King Co-Coordinator bk517@attglobal.net WV School-Based Health Assembly 1219 Virginia Street East Charleston WV 25301	WVSBHA recommends schedule changes in larger schools (lunch periods longer than 20 minutes or divided lunch periods) to provide adequate time for meal consumption.	NA/0	
12-15	Dan Foster CAMC Physician Advisor 701 Crawford Road Charleston, WV 25314	There is some lack of clarity between 9.1 and 9.2. Whatever the academic situation students should have adequate time for meal consumption.	NA/0	
12-16	Mary Kay Harrison	9.2 It is unclear whether students participating will be denied	NA/0	

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DATE	INDIVIDUAL ORGANIZATION	COMMENTS	ACTION/ TYPE	RATIONALE
12-17	marykay710@verizon.net 1022 Saint Ives Drive Hurricane WV 25526  James F. Bogden Project Director jimb@nasbe.org National Association of State Boards of Education 277 S. Washington Street Suite 100 Alexandria VA 22314	a 20 minute lunch period. If so, I strongly oppose this exception. Surely we can spare 20 minutes out of the school day for every student to eat lunch.  We endorse this.	NA/+	
12-17	Perry Bryant Executive Director pbryant@wvahc.org West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	We support this section as is.	NA/+	
12-17	Terri Atha Child Nutrition Director tlrchar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	
12-17	Jane Stone	I have seen school schedules and am appalled at how little	NA/+	

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12-17	kathyjane@verizon.net 108 Virginia St W St Albans WV 25177	time children have to eat. Please enforce the time requirements so children learn to enjoy their meal and their time to relax. Breakfast and lunch times are not interruptions to the school day.	NA/+	
12-18	Charlene Strahin Child Nutrition Director Preston County Schools 300 Preston Drive Kingwood, WV 26537	We need to educate teachers and administrator about meal consumption being vital to the learning process. I frequently see misuse of meal time.	NA/+	
12-18	Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951	Children need an adequate time to eat their meals.	NA/+	
12-18	Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	Adequate time should be required so the student will not feel rushed. Needs to be checked by office staff.	NA/0	
<b>§126-86-10 Snack Options</b>				
11-26	Beverly Blough MS,RD,LD Director of Food Service Bblough@access.k12.wv.us Wood County Schools 1210 13th St Parkersburg WV 26101	The addition of the In-school snack program is great! Although we provide these snacks and already meet these requirements it provides excellent guidance to other school districts who are considering this option.	NA/+	

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11-27	Mary Early <a href="mailto:annabeth5@msn.com">annabeth5@msn.com</a> 214 Polo Greene Drive Apt 49 Martinsburg WV 25401	Good snacks...pretzels, peanut butter crackers, dried fruits. My kids get excited when they get a small snack at school. We all need a little energy snack around 2:30 or 3:00. That's when most people get tired and that little snack or power nap is what keeps us going.	NA/0	
11-27	Megan Motz Teacher <a href="mailto:mmotz@access.k12.wv.us">mmotz@access.k12.wv.us</a> Fayette County Schools RR2 Box 608 Fayetteville WV 25840	The snack machines in our high school currently contain cookies, chips, Pop Tarts, Artificially Flavored "fruit" snacks, and crackers. While these items are not "candy" they are in no way a healthy snack option. Students have no access to fruits, whole grains, vegetables, and proteins during the school day other than at breakfast and lunch. Every major study on healthy diet suggests small meals throughout the day that include these items. The WVDE needs to intervene and ELIMINATE JUNK FOOD MACHINES IN WV SCHOOLS! It is our duty to protect our students and allowing revenue to come before health is NEGLIGENCE!	NA/+	
12-03	Christina Babyak Director, Child Nutrition <a href="mailto:cbabyak@access.k12.wv.us">cbabyak@access.k12.wv.us</a> Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	No comment.	NA/0	
12-03	Robert Jay Yeager Assistant Superintendent	no comment	NA/0	

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12-03	<p><a href="mailto:ryeager@access.k12.wv.us">ryeager@access.k12.wv.us</a>            Wetzel County Schools            333 Foundry Street            New Martinsville WV 26155</p> <p>Brenda Arrowood            Director of Food Services  <a href="mailto:barrowoo@access.k12.wv.us">barrowoo@access.k12.wv.us</a>            Wayne County Board Of Education            P.O. Box 70            Wayne WV 25570</p>	<p>If we sell the snack item at cost, would this be considered a la carte?</p> <p>Snacks have been an issue due to the collaboration of Head Start and local county schools. Snacks are vital to young children during the longer school day. Many PK's are served lunch very early in the day and need something to hold them over until they arrive home. I support any effort that is available for a snack to be provided to these children. We use our snack as an opportunity to enjoy new products, fresh fruits and vegetables, whole grain items through food experiences. This however can cost additional money that seems to be limited more and more each day.</p>	NA/0	
12-04	<p>Diane Miller Food Service Director  <a href="mailto:dmmiller@access.k12.wv.us">dmmiller@access.k12.wv.us</a>            Lincoln County Schools            10 Marland Ave            Hamlin WV 25523</p>	<p>Give students fruit instead of candy.</p>	NA/+	
12-05	<p>Thekla Lund            school nurse  <a href="mailto:theklaml@verizon.net">theklaml@verizon.net</a>            KCS            834 Whispering Way</p>			

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12-06	So. Chas WV 25303 Debbie Williams Teacher <a href="mailto:dbwilliams@ksc.kana.k12.wv.us">dbwilliams@ksc.kana.k12.wv.us</a> Kanawha County Schools Charleston WV 25302	YES, YES, YES! All students do not have a snack from home especially at a high free/reduced school. What the students bring from home are sugary drinks and food. Water and a high protein snack would be terrific!!!	NA/+	
12-08	Nancy Romeo cook111 <a href="mailto:naromeo@aol.com">naromeo@aol.com</a> wvsna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA/+	
12-10	Jennifer Walters concerned parent <a href="mailto:jenniferwalters37@hotmail.com">jenniferwalters37@hotmail.com</a> 2120 Weberwood Dr. South Charleston WV 25303	I would like a direct attempt at eliminating any food that has hydrogenated oils/trans fats listed in the ingredient list. It is recommended by health and medical professionals alike that Zero amount of this kind of processed fat be consumed by individuals. The human body is incapable of processing this plasticized fat therefore it remains in the body. Consumption of the non-food is a cause of the buildup of muck in the blood vessels and is linked to heart disease. Other disease processes may be in the works in addition to this such as cancer. In addition please eliminate any foods with high fructose corn syrup or artificial colors listed in the ingredient list. Please let me know what "higher power" I can plead this request to. I am concerned that my children in daycare start off with this	NA/+	

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12-10	Brenda Isaac Lead School Nurse bcaisaac@kcs.kana.k12.wv.us Kanawha County Schools 200 Elizabeth St. Charleston WV 25311	type of food and over several years they may be worse off than their grandparents are due to earlier exposure over a longer period of time. Thank you. 10.1 I like this option if it is correctly implemented and used. We need to eliminate the morning snacks. The students tend to bring junk foods to school to consume. Other students, without the resources to buy snacks, are left with nothing. Substituting fun physical activities at this time would increase food consumption at lunch time.	NA/+	
12-10	Tonya Cline Autistic Aide Box 186 Panther, WV 24872	Anything that they want to snack on.	NA/0	
12-10	Vivian M. Barker Teacher, Coach PO Box 419 Avondale, WV 24811	Middle School and High School students need snacks to purchase during day and/or drinks.	NA/0	
12-12	Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	There are no food sales during lunch. We do not screen lunches carried from home for nutrition guidelines.	NA/0	
12-17	James F. Bogden Project Director	We endorse this.	NA/+	

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	<a href="mailto:jjimb@nasbe.org">jjimb@nasbe.org</a> National Association of State Boards of Education 277 S. Washington Street Suite 100 Alexandria VA 22314			
12-17	Perry Bryant Executive Director <a href="mailto:pbryant@wvahc.org">pbryant@wvahc.org</a> West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	Subsection 10.2 should be amended to ensure that snack choices include fruit/vegetables, whole grain and non or low fat dairy, rather than making this a recommendation. We should ensure that children always have access to a healthy snacks.	NA/0	
12-17	Terri Atha Child Nutrition Director <a href="mailto:tlrchar@access.k12.wv.us">tlrchar@access.k12.wv.us</a> Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	
12-17	Charlene Strahin Child Nutrition Director Preston County Schools 300 Preston Drive Kingwood, WV 26537	This was a much needed explanation and will enable us to limit the amount of junk food sent in by parents. It may give a new meaning to party.	NA/+	
12-18	Jay Stone Retired Teacher	Unhealthy snacks should not be available to children nor should they have an option to obtain snacks that have been	NA/+	

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12-18	910 Greenbrier Drive Hinton, WV 25951  Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	shown to be harmful to them.  None.	NA/0	
11-26	Beverly Blough MS,RD,LD Director of Food Service <a href="mailto:Bblough@access.k12.wv.us">Bblough@access.k12.wv.us</a> Wood County Schools 1210 13th St Parkersburg WV 26101	<b>§126-86-11 Staffing</b>  All registered dietitians should be exempt from 11.1.3.a if they meet the American Dietetic Association requirements for Continuing Education. Prior approval should not be required to apply ADA CEU's to the School Nutrition Program Director certification. Dietitians are required to exceed these requirements. In order to attract more highly qualified School Nutrition Program Directors from the ranks of dietitians their professional qualifications must be recognized.	NA/0	
12-03	Christina Babyak Director, Child Nutrition <a href="mailto:cbabyak@access.k12.wv.us">cbabyak@access.k12.wv.us</a> Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	No comment.	NA/	
12-03	Jack Daugherty Food Service/Technology	A full time School Nutrition Director should be employed by each count to ensure healthy standards are being met in all	NA/0	

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	<a href="mailto:jldaughe@access.k12.wv.us">jldaughe@access.k12.wv.us</a> Nicholas County Schools 400 Old Main Dr. Summersville WV 26651	aspects of the school program.		
12-03	Robert Jay Yeager Assistant Superintendent <a href="mailto:ryeager@access.k12.wv.us">ryeager@access.k12.wv.us</a> Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	Small counties are not able to have a "full-time" School Nutrition Program Director unless he or she has other duties or responsibilities. The only way to have someone who works only with school nutrition is to remove that position from the State Aide Funding Formula or share the position with another county through a RESA.	NA/0	
12-03	Rose M. Cook Child Nutrition Director <a href="mailto:rmcook@access.k12.wv.us">rmcook@access.k12.wv.us</a> Raleigh County schools 2001 S. Kanawha St. Beckley WV 25801	11.3.2. An assistant School Nutrition Program Director would be very helpful but how do we convince Boards of Education and/or Superintendents of this need when we have been doing the job. Maybe this should be stronger than a suggestion.	NA/+	
12-03	Brenda Arrowood Director of Food Services <a href="mailto:barrowoo@access.k12.wv.us">barrowoo@access.k12.wv.us</a> Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	Full-time director would that be with 100 percent of their time utilized by the child nutrition program?  Two secretaries, is that full time as well?	NA/0	
12-05	Thekla Lund school nurse <a href="mailto:theklaml@verizon.net">theklaml@verizon.net</a>	Usually not a problem.	NA/0	

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12-06	KCS 834 Whispering Way So. Chas WV 25303 Janice Greene Health Nurse <a href="mailto:jgreene@kcs.kana.k12.wv.us">jgreene@kcs.kana.k12.wv.us</a> Kanawha Co Schools 200 Elizabeth St. Charleston WV 25301	I feel that the director of food services for the school system should be a registered Dietician or Nutritionist. In order for meals to be properly planned and for students to get proper nutrition, a degree in nutrition is a must.	NA/0	
12-06	Debbie Williams Teacher <a href="mailto:dbwilliams@ksc.kana.k12.wv.us">dbwilliams@ksc.kana.k12.wv.us</a> Kanawha County Schools Charleston WV 25302	More staffing is needed in breakfast and lunch rooms.	NA/0	
12-07	Victoria Kane Title I Reading <a href="mailto:vkane@kcs.kana.k12.wv.us">vkane@kcs.kana.k12.wv.us</a> Piedmont Elementary School 203 Bradford St Charleston WV 25301	A dietician needs to be involved in this very important facet of student life.	NA/0	
12-07	Janet Allio school nurse <a href="mailto:janet.allio@gmail.com">janet.allio@gmail.com</a> Kan Co Schools 4 Lowell Dr	There are many children with special dietary needs. It is critical to have a Registered Dietician on staff to advise school cooks and nurses in this area. This will assure the student of having their needs met in the most efficient and healthy manner possible.	NA/0	

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12-07	Elkview WV 25071 M. Misiti Title I School Psychologist <a href="mailto:mmisiti@kcs.kana.k12.wv.us">mmisiti@kcs.kana.k12.wv.us</a> Kanawha County Schools Chandler Elementary 1900 School St. Charleston WV 25312	Job description should specify that the individual in charge be a REGISTERED DIETITIAN!	NA/-	
12-07	Kathi Reed Teacher <a href="mailto:kreed@kcs.kana.k12.wv.us">kreed@kcs.kana.k12.wv.us</a> Chandler Elementary 704 Forest Circle South Charleston WV 25303	I would like a board-certified dietician to monitor nutritional aspects of school lunch programs.	NA/0	
12-07	RENITA COOK TITLE I TEACHER <a href="mailto:RKCOOK@KCS.KANA.K12.WV.US">RKCOOK@KCS.KANA.K12.WV.US</a> CHANDLER ELEMENTARY 19 RALPH DRIVE HURRICANE WV 25526	HIRE A BOARD CERTIFIED DIETICIAN	NA/0	
12-08	Nancy Romeo cook111 <a href="mailto:naromeo@aol.com">naromeo@aol.com</a> wvsna 5507 Virginia Ave, SE	agree	NA/+	

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12-10	Charleston WV 25304  Laura C. Savio, MS,RD,LD Child Nutrition Coordinator <a href="mailto:lsavio@access.k12.wv.us">lsavio@access.k12.wv.us</a> Monongalia County Schools 13 South High St. Morgantown WV 26501	In order to implement the revised policy, a qualified nutrition director and adequate staff based on county enrollment, are critical.  11.3 The employment of a full-time School Nutrition Program Director t the county level should be REQUIRED, not recommended. Overseeing a program so critical to the health and safety of students is a critical component in the educational setting and should therefore be staffed appropriately.	NA/+	
12-12	Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	No comment	NA/0	
12-14	Eileen Barker and Becky King Co-Coordinator <a href="mailto:bk517@attglobal.net">bk517@attglobal.net</a> WV School-Based Health Assembly 1219 Virginia Street East Charleston WV 25301	WVSBHA supports annual endorsement and review of the county nutrition program director.	NA/+	
12-15	Dan Foster CAMC Physician Advisor	It is vitally important that full time school nutrition program directors be present in each county. In fact larger counties need more than one.	NA/+	

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12-16	701 Crawford Road Charleston, WV 25314  Mary Kay Harrison <a href="mailto:marykay710@verizon.net">marykay710@verizon.net</a> 1022 Saint Ives Drive Hurricane WV 25526	11.3 All counties should be required to employ a full-time qualified director, except that a multi-county director could serve small counties. Success in implementing this policy depends on professionals with the expertise and time to devote to nutrition services.	NA/0	
12-17	Kendra Sullivan <a href="mailto:kendraasullivan@yahoo.com">kendraasullivan@yahoo.com</a> Beckley WV 25801	I think that the qualifications for the School Nutrition Program Director, outlined in Policy 4321.1 are inadequate. 6 hours of undergraduate nutrition courses hardly prepares an individual for making informed decisions regarding nutrition for students. Additionally, a 2.5 undergraduate gpa also seems to set a very low bar, for the type of individual who would potentially occupy this important position.	NA/-	
12-17	James F. Bogden Project Director <a href="mailto:jimb@nasbe.org">jimb@nasbe.org</a> National Association of State Boards of Education 277 S. Washington Street Suite 100 Alexandria VA 22314	We defer to the State's existing certification process and requirements.	NA/0	
12-17	Perry Bryant Executive Director <a href="mailto:pbryant@wvahc.org">pbryant@wvahc.org</a>	We support this section as is.	NA/+	

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12-17	West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311  Terri Atha Child Nutrition Director tfrichar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	No Comment	NA/0	
12-17	Jane Stone kathyjane@verizon.net 108 Virginia St W St Albans WV 25177	No business would hire an unqualified person to manage a multimillion dollar enterprise. Especially with such implications for children. Directors should take advantage of WVDE training to stay current.	NA/0	
12-18	Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951	This policy should be administered by trained, knowledgeable people. The requirements should be met at all times.	NA/+	
12-18	Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	Too many Child Nutrition Directors are loaded down with many other jobs. This is not good and should become a matter of low that only allows for the one job. Certification needs to be in place.	NA/0	
11-20	Kimberly White	<b>§126-86-12 Local Wellness Policy</b> Physical activity needs to be prioritized in our schools.	NA/0	

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	Social Worker <a href="mailto:vinmace@gmail.com">vinmace@gmail.com</a> 7 Brod Way Barboursville WV 25504	Recess is all but extinct in many districts throughout the country. This is a huge disservice to our children. Children should have to demonstrate compliance with physical fitness standards (like the Presidential fitness standards). Bring back running, jumping jacks, pushups, sit ups, and other such activities. I would also like to see gym teachers who look the part, and get out there and engage with the students and model physical fitness for them.		
11-21	Debra Mattingly <a href="mailto:patdeb97@verizon.net">patdeb97@verizon.net</a> 826 Cedar Rd Charleston WV 25314	Would like to see this more visible in the schools. Would encourage the teachers to take a stronger lead here as they are role models in everything they do	NA/+	
11-26	Beverly Blough MS,RD,LD Director of Food Service <a href="mailto:Bblough@access.k12.wv.us">Bblough@access.k12.wv.us</a> Wood County Schools 1210 13th St Parkersburg WV 26101	Submitting the policy biannually is not practical and this does not reflect a need or purpose for this requirement.	NA/-	
12-03	Christina Babyak Director, Child Nutrition <a href="mailto:cbabyak@access.k12.wv.us">cbabyak@access.k12.wv.us</a> Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	No comment.	NA/0	
12-03	Jack Daugherty	As part of the local wellness policy in each county all	NA/0	

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DATE	INDIVIDUAL ORGANIZATION	COMMENTS	ACTION/ TYPE	RATIONALE
	Food Service/Technology <a href="mailto:jldaughe@access.k12.wv.us">jldaughe@access.k12.wv.us</a> Nicholas County Schools 400 Old Main Dr. Summersville WV 26651	students should have an organized physical education curriculum with proper staffing.		
12-03	Robert Jay Yeager Assistant Superintendent <a href="mailto:ryeager@access.k12.wv.us">ryeager@access.k12.wv.us</a> Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	The Local Wellness Policy is making the School Nutrition Program Director responsible for areas that they have no control over. Curriculum is not there responsibility but they are the person who is cited during a CRE review. Local Wellness Policies need to be part of the state curriculum and not the School Nutrition Program which is only one part of a student wellness policy.	NA/0	
12-03	Brenda Arrowood Director of Food Services <a href="mailto:barrowoo@access.k12.wv.us">barrowoo@access.k12.wv.us</a> Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	Sounds good.	NA/+	
12-04	Diane Miller Food Service Director <a href="mailto:dmmiller@access.k12.wv.us">dmmiller@access.k12.wv.us</a> Lincoln County Schools 10 Marland Ave Hamlin WV 25523	I understand the need for annual assessment to be done each year. As stated a biannual evaluation seems unrealistic.	NA/-	
12-05	Thekla Lund	This has been improved lately but mostly with staff not	NA/0	

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	school nurse <a href="mailto:theklaml@verizon.net">theklaml@verizon.net</a> KCS 834 Whispering Way So. Chas WV 25303	students.		
12-05	Kennetha Parker-Howes <a href="mailto:khowes@access.k12.wv.us">khowes@access.k12.wv.us</a> Hacker Valley School PO Box 93 Hacker Valley WV 26222	Kudos! Each county needs a local wellness council to address issues!! Preventative--not reactive!!	NA/+	
12-06	Debbie Williams Teacher <a href="mailto:dbwilliams@ksc.kana.k12.wv.us">dbwilliams@ksc.kana.k12.wv.us</a> Kanawha County Schools Charleston WV 25302	That would be a terrific bonus for our high free/reduced schools ESPECIALLY!!	NA/+	
12-08	Nancy Romeo cook111 <a href="mailto:naromeo@aol.com">naromeo@aol.com</a> wvsna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA/+	
12-10	Susan Hooper teacher <a href="mailto:crates_99@yahoo.com">crates_99@yahoo.com</a> Cross Lanes Elementary	It will be difficult to develop a policy for the first day of the 2006-2007 school year since it has already passed. It sounds like most of this is already covered by the health classes and our cooks for nutrition education, the P.E. teacher for	NA/0	

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	5525 Big Tyler Road Cross Lanes WV 253132	physical activity, packaging contains the nutrition information, and Presidential Fitness and Field Day are other school-based activities. It appears that the only thing missing is the paper work (one thing we DON'T need more of!) Why do we need both a local and a county board wellness policy if the county policy has to govern all schools? I seriously doubt that a school would make a more comprehensive policy than the school board generates.		
12-11	Krista Farley State Chair & Director of Health Promotion <a href="mailto:kristafarley@wvdhhr.org">kristafarley@wvdhhr.org</a> WV AFHK & KCHD 108 Lee Street, East Charleston WV 25301	The Local Wellness Policy shall be enhanced and monitored to ensure success.	NA/O	
12-11	Jackie McCrum Principal <a href="mailto:jmccrum@access.k12.wv.us">jmccrum@access.k12.wv.us</a> Aurora School Rt 1, Box 209 Aurora WV 26705	It is nice to include the local wellness information in this policy but when are there going to be some money involved in it as an incentive for staff.	NA/O	
12-12	Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	We have a wellness Committee at our school, with staff members, student reps, parent reps. Many activates have been presented....poor turnout.	NA/O	

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12-14	Eileen Barker and Becky King Co-Coordinator <a href="mailto:bk517@attglobal.net">bk517@attglobal.net</a> WV School-Based Health Assembly 1219 Virginia Street East Charleston WV 25301	WVSBHA supports the development and ongoing work of local wellness councils. Involvement of community members, including health care providers, parents, and youth in the development, implementation, and evaluation of local wellness policies throughout the school year is important.	NA/+	
12-17	James F. Bogden Project Director <a href="mailto:jimb@nasbe.org">jimb@nasbe.org</a> National Association of State Boards of Education 277 S. Washington Street Suite 100 Alexandria VA 22314	We endorse this, particularly the accountability requirement for evidence of progress submitted biannually. Only about a dozen states have such a requirement (a few states have even stronger accountability provisions).	NA/+	
12-17	Perry Bryant Executive Director <a href="mailto:pbryant@wvahc.org">pbryant@wvahc.org</a> West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	While probably beyond the scope of this policy, the local wellness councils and the policies that they recommend are uneven. Some are doing a great job, others are not. The State Board of Education should require some corrective action for local wellness councils that are dysfunctional.	NA/+	
12-17	Terri Atha Child Nutrition Director <a href="mailto:tlrchar@access.k12.wv.us">tlrchar@access.k12.wv.us</a> Marion County Child Nutrition 100 Naomi St.	This policy is a tremendous amount of additional work added to all the current duties of the Child Nutrition Staff.	NA/-	

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12-17	Fairmont WV 26554 Jane Stone <a href="mailto:kathyjane@verizon.net">kathyjane@verizon.net</a> 108 Virginia St W St Albans WV 25177	Child-well being is multi-faceted and requires cooperation from parents, community and schools. The local wellness policy and it accountability is a step in the right direction.	NA/+	
12-17	Charlene Strahin Child Nutrition Director Preston County Schools 300 Preston Drive Kingwood, WV 26537	Perhaps this will help school administrator learn that the Wellness Policy is really. I think that many feel if they ignore it long enough it will go away. I also think this validates what it is we are trying to do. Whatever gets monitored gets done.	NA/+	
12-18	Phyllis Parker Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	This could work out to an advantage for school children if informed.	NA/+	
<b>§126-86-13 Accountability and Compliance</b>				
12-03	Christina Babyak Director, Child Nutrition <a href="mailto:cbabyak@access.k12.wv.us">cbabyak@access.k12.wv.us</a> Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	No comment.	NA/0	
12-03	Robert Jay Yeager Assistant Superintendent <a href="mailto:ryeager@access.k12.wv.us">ryeager@access.k12.wv.us</a>	okay	NA/+	

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	Wetzel County Schools 333 Foundry Street New Martinsville WV 26155			
	Brenda Arrowood Director of Food Services <a href="mailto:barrowoo@access.k12.wv.us">barrowoo@access.k12.wv.us</a> Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	Sounds good.	NA/+	
12-03	Debbie Williams Teacher <a href="mailto:dbwilliams@ksc.kana.k12.wv.us">dbwilliams@ksc.kana.k12.wv.us</a> Kanawha County Schools Charleston WV 25302	The students need larger servings. After the week-end, break or vacation our students are soooooo hungry! The OFTEN ask for more to eat. I would like for there to be a summer lunch program at school. And something they could take home on week-ends.	NA/0	
	Nancy Romeo cook111 <a href="mailto:naromeo@aol.com">naromeo@aol.com</a> wvsna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA/+	
12-08	Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	No comment	NA/0	
12-12				

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12-17	James F. Bogden Project Director <a href="mailto:jimb@nasbe.org">jimb@nasbe.org</a> National Association of State Boards of Education 277 S. Washington Street Suite 100 Alexandria VA 22314	We endorse this.	NA/+	
12-17	Perry Bryant Executive Director <a href="mailto:pbryant@wvahc.org">pbryant@wvahc.org</a> West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	We support this section as is.	NA/+	
12-17	Terri Atha Child Nutrition Director <a href="mailto:tlrchar@access.k12.wv.us">tlrchar@access.k12.wv.us</a> Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	
12-17	Jane Stone <a href="mailto:kathyjane@verizon.net">kathyjane@verizon.net</a> 108 Virginia St W St Albans WV 25177	Reasonable	NA/+	
12-17	Charlene Strahin	I am not happy with the SMI monitoring. I believe it is too	NA/-	

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	Child Nutrition Director Preston County Schools 300 Preston Drive Kingwood, WV 26537	<p>subjective to the individuals doing the monitoring. Depending on who shows up to do your county changes how the results turn out. This can be good but it also makes inconsistency from one time to the next.</p> <p>I do not agree with the nutritional analysis process. If the menus are planned to meet guidelines they should be acceptable. If a school is using Option B and offered verses serve, they are not real compatible. When it is up to the student to select or not select fruits and vegetable but yet we are monitored on the amount taken in relation to the Number that ate, it's a no win situation. When fat and sodium requirements are such as they are, and staffing is such as it is in our kitchens.</p> <p>Decisions have to be made on how to meet the guidelines. We do not have the staff to prepare very much from scratch. This means processed foods. Our controls must therefore come in the form of limiting condiments. When we reduced condiments such as salad dressing and ketchup kids began eating less. I understand the benefit of reducing those items but a large part of society does not.</p> <p>If we are using options B which is based on components offered why are we held to the same strict standards as those with options A? I don't know how to ever meet the nutritional guidelines of an SMI as long as we use offer vs.</p>		

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		<p>serve. We can plan the most nutritious meals ever but we can't make them take it with offer vs. serve. (I am for offer vs. serve it saves a lot of waste, but I don't like being evaluated nutritionally on something different then what was planned)</p> <p>When someone outside a particular schools looks at the number of cooks in comparison with the number of students eating they are not taking into account all the facts. We may be doing more than just fixing lunch. With that same student to cook ratio we may be offering a choice of entrée and a full salad bar. This makes a big difference from just liking one menu per day. Frequently I hear well with that number of cooks and that number of meals you should be able to ... I think the state department officials need to spend a couple days working with the cooks in the cafeteria, not as technical assistant but as a Head Cooks Sub. It's much more then what meets the eye, as you may know.</p>		
12-18	Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951	This should be strictly enforced and training should be required.	NA/+	
12-18	Phyllis Parker Retired School Lunch Secretary 914 Terrace Street	Needs striker enforced by state office. Training should be required.	NA/0	

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	Hinton, WV 25951			
	<b>§126-86-14 Nutrition Advisory Council</b>			
11-26	Beverly Blough MS,RD,LD Director of Food Service <a href="mailto:Bblough@access.k12.wv.us">Bblough@access.k12.wv.us</a> Wood County Schools 1210 13th St Parkersburg WV 26101	This is very vague and should be defined as to membership, frequency of meetings and terms of service on the council. I never hear anything about this council and it is kept very quiet. I would like to know who serves on this committee and what qualifications they possess to determine state policy.	NA/-	
12-03	Christina Babyak Director, Child Nutrition <a href="mailto:cbabyak@access.k12.wv.us">cbabyak@access.k12.wv.us</a> Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301	No comment.	NA/0	
12-03	Robert Jay Yeager Assistant Superintendent <a href="mailto:ryeager@access.k12.wv.us">ryeager@access.k12.wv.us</a> Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	no comment	NA/0	
12-03	Brenda Arrowood Director of Food Services <a href="mailto:barrowoo@access.k12.wv.us">barrowoo@access.k12.wv.us</a> Wayne County Board Of Education	Sounds good.	NA/+	

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12-08	P.O. Box 70 Wayne WV 25570  Nancy Romeo cook111 <a href="mailto:naromeo@aol.com">naromeo@aol.com</a> wvsna 5507 Virginia Ave, SE Charleston WV 25304	agree	NA/+	
12-10	Jennifer Walters concerned parent <a href="mailto:jenniferwalters37@hotmail.com">jenniferwalters37@hotmail.com</a> 2120 Weberwood Dr. South Charleston WV 25303	I would like a direct attempt at eliminating any food that has hydrogenated oils/trans fats listed in the ingredient list. It is recommended by health and medical professionals alike that Zero amount of this kind of processed fat be consumed by individuals. The human body is incapable of processing this plasticized fat therefore it remains in the body. Consumption of the non-food is a cause of the buildup of muck in the blood vessels and is linked to heart disease. Other disease processes may be in the works in addition to this such as cancer. In addition please eliminate any foods with high fructose corn syrup or artificial colors listed in the ingredient list. Please let me know what "higher power" I can plead this request to. I am concerned that my children in daycare start off with this type of food and over several years they may be worse off than their grandparents are due to earlier exposure over a longer period of time. Thank you.	NA/+	
12-10	Elaine Stanley	Items sold are delivered out of school to other people not as a	NA/0	

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12-10	PO Box 282 laeger, WV 24844  Nikia Mullins PO Box 48 Avondale, WV 24811	I don't see selling candy as anything harmful to students; these items are usually delivered to people outside of the schools.	NA/0	
12-12	Connie Bonner School Nurse West Preston Middle School PO Box 70 Masontown WV 26524	No comment	NA/0	
12-14	Eileen Barker and Becky King Co-Coordinator <a href="mailto:bk517@attglobal.net">bk517@attglobal.net</a> WV School-Based Health Assembly 1219 Virginia Street East Charleston WV 25301	The WWSBHA promotes health services in schools to help students be healthy learners. As a statewide organization, members of the Assembly are available to assist the Council in its work.	NA/+	
12-17	James F. Bogden Project Director <a href="mailto:jimb@nasbe.org">jimb@nasbe.org</a> National Association of State Boards of Education 277 S. Washington Street Suite 100 Alexandria VA 22314	We hope that WV has a broad School Health Advisory Council to help coordinate and oversee all aspects of school health programs. If so, a dedicated, narrowly focused Nutrition Advisory Council can help supplement the broader council's work. If not, the Nutrition Advisory Council should be given a broader mandate to address, for example, physical education, physical activity, health education, etc.	NA/+	

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12-17	Perry Bryant Executive Director <a href="mailto:pbryant@wvvhc.org">pbryant@wvvhc.org</a> West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	We support this section as is.	NA/+	
12-17	Terri Atha Child Nutrition Director <a href="mailto:tlrchar@access.k12.wv.us">tlrchar@access.k12.wv.us</a> Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	In agreement	NA/+	
12-17	Jane Stone <a href="mailto:kathyjane@verizon.net">kathyjane@verizon.net</a> 108 Virginia St W St Albans WV 25177	Define the categories of members	NA/0	
<b>§126-86-15 Evaluation Component</b>				
11-21	Debra Mattingly <a href="mailto:patdeb97@verizon.net">patdeb97@verizon.net</a> 826 Cedar Rd Charleston WV 25314	Thanks you-and good luck!	NA/+	
12-03	Christina Babyak Director, Child Nutrition <a href="mailto:cbabyak@access.k12.wv.us">cbabyak@access.k12.wv.us</a>	No comment.  I am thankful that we have leadership that is willing to	NA/0	

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12-03	Harrison County Schools 408 E.B. Saunders Way Clarksburg WV 26301 Jack Daugherty Food Service/Technology <a href="mailto:jldaughe@access.k12.wv.us">jldaughe@access.k12.wv.us</a> Nicholas County Schools 400 Old Main Dr. Summersville WV 26651	express a desire to address the nutrition in our schools.  What gets measured, gets done.	NA/0	
12-03	Robert Jay Yeager Assistant Superintendent <a href="mailto:ryeager@access.k12.wv.us">ryeager@access.k12.wv.us</a> Wetzel County Schools 333 Foundry Street New Martinsville WV 26155	no comment	NA/0	
12-03	Brenda Arrowood Director of Food Services <a href="mailto:barrowoo@access.k12.wv.us">barrowoo@access.k12.wv.us</a> Wayne County Board Of Education P.O. Box 70 Wayne WV 25570	Sounds good.	NA/+	
12-08	Nancy Romeo cook111 <a href="mailto:naromeo@aol.com">naromeo@aol.com</a> wvsn	agree	NA/+	

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12-12	5507 Virginia Ave, SE Charleston WV 25304  Connie Bonner School Nurse West Preston Middle School PO Box 70 Masonstown WV 26524	Difficult to implement and police compliance.	NA/0	
12-17	James F. Bogden Project Director jimb@nasbe.org National Association of State Boards of Education 277 S. Washington Street Suite 100 Alexandria VA 22314	We endorse this.	NA/+	
12-17	Perry Bryant Executive Director pbryant@wvahc.org West Virginians for Affordable Health Care 1544 Lee Street Charleston WV 25311	We support this section as is.  Final comment: This draft revised policy is a vast improvement to the current policy, and in general, WVAHC strongly endorses the changes. WVAHC is very concerned that under the revised policy healthy beverages are only a recommendation and not a requirement. While we understand the restraints imposed by 18-2-6a, we believe that beverages sold during the school day should be restricted to water, 100% fruit juices and low and non-fat milk except that high	NA/+	

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12-17	Terri Atha Child Nutrition Director ttrichar@access.k12.wv.us Marion County Child Nutrition 100 Naomi St. Fairmont WV 26554	schools may sell soft drinks in accordance with 18-2-6a. The State Department should be commended for developing this policy as close to the IOM recommendations as possible, given the constraints of state law.	NA/+	
12-17	Jane Stone kathyjane@verizon.net 108 Virginia St W St Albans WV 25177	In agreement	NA/+	
12-18	Debbie Kaplan, RN, BSN School Health Services Raleigh County Schools 2 White Oak Trace Beckley, WV 25801	Very important for measuring success and accomplishments	NA/0	
12-18	Jay Stone Retired Teacher 910 Greenbrier Drive Hinton, WV 25951	Please allow review of availability of sugar-free or artificially sweetened foods for specific, controlled situations. Please allow review of distribution of sugar-containing foods and beverages for the members of each school – both students and staff.	NA/0	
12-18	Phyllis Parker	People in power should be held accountable for evaluation and it should be openly reported.	NA/0	
12-18		Evaluation should be specific. Reports to newspapers should	NA/0	

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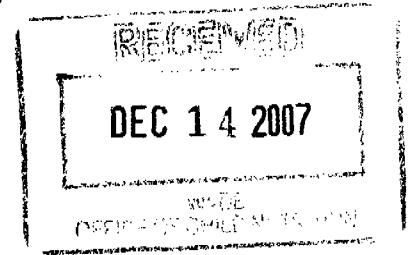
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DATE	INDIVIDUAL ORGANIZATION	COMMENTS	ACTION/ TYPE	RATIONALE
	Retired School Lunch Secretary 914 Terrace Street Hinton, WV 25951	make this public.		

# West Virginia Beverage Association

405 Capitol Street • Suite 513 • Charleston, WV 25301  
(304) 346-9883 - FAX (304) 346-5743



December 13, 2007

Mr. Richard J. Goff  
Executive Director  
Office of Child Nutrition  
West Virginia Department of Education  
Capitol Building 6, Room 248  
1900 Kanawha Boulevard, East  
Charleston, WV 25305-0330

Subject: Comments on Policy 4321.1 Standards for School Nutrition for West Virginia Schools

Dear Mr. Goff:

The West Virginia Beverage Association applauds the Department of Education's well-intentioned effort to send a signal that the issue of childhood nutrition and obesity must be addressed. We acknowledge that the incidence of childhood obesity, type-2 diabetes and other nutritionally related diseases is on the increase in West Virginia and across the nation. However, Policy 4321.1, Standards for School Nutrition for West Virginia Schools, strikes the wrong balance to improve the health and wellness of students.

The West Virginia Beverage Association is the trade association for West Virginia's non-alcoholic refreshment beverage industry, representing beverage producers and distributors throughout the state. The association's members employ thousands of people in the state and market hundreds of brands, flavors and packages, including diet and full calorie carbonated soft drinks, ready-to-drink teas and coffees, bottled waters, fruit juices, fruit drinks, dairy-based beverages, and sports drinks.

## **Adoption of School Beverage Guidelines**

The West Virginia Beverage Association agrees that the obesity crisis is a complex, national challenge that requires us to re-examine old practices and find new solutions. All of us – policymakers, parents, educators, industries and community leaders – have a responsibility to do our part to help teach our children how to have a healthy lifestyle. I am proud to report that the West Virginia beverage industry is doing just that.

The beverage industry, teaming up with the American Heart Association and William J. Clinton Foundation through the Alliance for a Healthier Generation, is already putting into practice many of the suggestions in proposed Policy 4321.1 by working to implement a balanced, science-backed beverage initiative in West Virginia schools and across America.

The beverage industry welcomes the opportunity to comment on Policy 4321.1 as an opportunity to highlight its work changing the product mix in schools through the School Beverage Guidelines. The guidelines provide for only water, 100 percent juice and low-fat milk for younger students, with the addition of a broader range of low-calorie, nutritious and functional beverage choices for high school students. The guidelines cut calories and control portion sizes,

which includes removing full-calorie soft drinks from all schools and capping portions for 100 percent juice and low-fat milk at all levels and light juices and sports drinks in high schools.

In May of 2006 the American Beverage Association, Cadbury Schweppes, The Coca-Cola Company and PepsiCo teamed up with the Alliance for a Healthier Generation (a joint initiative of the William J. Clinton Foundation and the American Heart Association) to develop new School Beverage Guidelines that limit calories and increase nutritious beverages in schools.

We agree with parents and educators that schools are special places and play a unique role in shaping our children's health. The guidelines provide students with a broad array of lower- and no-calorie options along with nutritious and smaller-portioned beverages to help kids build healthy habits as they learn to balance the calories they consume with the calories they burn. The guidelines are designed to balance children's nutritional and hydration needs with appropriate caloric consumption for their age.

## **The Guidelines**

### **Elementary School**

- Bottled water
- Up to 8 ounce servings of milk and 100% juice
  - Low fat and non fat regular and flavored milk and nutritionally equivalent (per USDA) milk alternatives with up to 150 calories/8 ounces
  - 100% juice with no added sweeteners, up to 120 calories/8 ounces, and with at least 10% daily value of three or more vitamins and minerals

### **Middle School**

- Same as elementary school except juice and milk can be sold in 10 ounce servings
- As a practical matter, if middle school and high school students have shared access to areas on a common campus or in common buildings, then the school community has the option to adopt the high school standards

### **High School**

- Bottled water
  - No or low calorie beverages with up to 10 calories/8 ounces (e.g. diet soft drinks, diet and unsweetened teas, fitness waters, low calorie sports drinks, flavored waters, seltzers)
  - Up to 12 ounce servings of milk, light juice, 100% juice and certain other drinks
    - Low fat and no fat regular and flavored milk and nutritionally equivalent (per USDA) milk alternatives with up to 150 calories/8 ounces
    - 100% juice with no added sweeteners, up to 120 calories/8 ounces, and at least 10% daily value of three or more vitamins and minerals
    - Other drinks with no more than 66 calories/8 ounces
  - At least 50 percent of beverages must be water and no or low calorie options
- These guidelines apply to beverages sold on school grounds during the regular **and** extended school day.

For elementary and middle schools, we limit the beverage offerings to water, milk and juice because parents believe, and we agree, that younger children need more guidance to choose foods and beverages appropriate for their nutrition and caloric needs.

By the time students reach high school, parents believe children should have more freedom to choose their food and beverages during the school day. These guidelines provide more options for older children, while still capping calories and portion-sizes. No full calorie soft drink products will be offered in any grade.

We hope the West Virginia Department of Education appreciates the extraordinary steps our companies are taking with these guidelines. Our companies are removing full-calorie soft drinks from elementary, middle and high schools throughout America – an unprecedented move by a member of the broader food and beverage industry. They're also reducing the portion sizes of many beverages and capping the calories of products offered in schools. This does not come without real cost and risk to the industry.

### **Guidelines Developed Using Nutrition Science**

The American Heart Association wielded great influence in the development of the School Beverage Guidelines along with the Clinton Foundation and the beverage industry.

The guidelines were designed using nutrition science, including the *Dietary Guidelines for Americans, 2005* as well as the *American Heart Association's Dietary Guidelines for Healthy Children* and *2006 Diet and Lifestyle Recommendations* in order to balance children's nutritional needs with the requirement to manage caloric consumption.

The guidelines are also developmentally appropriate, taking the age of the student into great account. They balance children's nutritional and hydration needs with appropriate caloric consumption. By using nutrition science, along with parental concerns, we were able to develop guidelines that are responsive to concerns about school wellness and that will make a meaningful impact on our children.

### **Parents Support this Commonsense Approach**

We are very proud of these guidelines and are happy to report that parents think we've struck the right balance by limiting calories and increasing nutritious offerings in schools. A recent nationwide survey showed that 82% of parents surveyed support our school beverage guidelines. In fact, they clearly support our school beverage guidelines over more restrictive alternatives.

When asked to choose between the School Beverage Guidelines and a policy that provided bottled water, 100 percent juice, and low fat milk for K-12, parents supported our guidelines by a margin of 56% to 42%. And when asked if they preferred our guidelines or a complete vending ban in schools, they chose the guidelines by a margin of 82% to 14%.

Some of the reasons parents gave for supporting the guidelines:

- They appreciate the age-appropriateness of the policy.
- They like that it limits choices for younger students.
- Most feel that high school students are old enough to make choices.

This poll was conducted of 700 parents (59% female/42% male) by the highly respected Public Opinion Strategies firm, which is the research firm for the NBC News/Wall Street Journal poll.

The parents responding to the survey reaffirm that our policy makes good sense. It is based on sound nutrition and reflects the reality of how most of us live. Like grown-ups, kids want to drink both nutritious and enjoyable beverages. As a result of these guidelines, schools can help our children learn to choose beverages that are lower in calories and/or high in nutrition.

### **Committed to Implementation**

The beverage industry is working hard to implement these guidelines in West Virginia and across the nation. In just over one year since we signed the Memorandum of Understanding with the Alliance for a Healthier Generation, our companies have spent hundreds of hours training their marketing and sales teams about the guidelines. These teams have reached out to school contract partners to educate them. Our companies are reformulating products. They are creating new package sizes to meet the smaller portion sizes required in the guidelines. And, they are retrofitting vending machines to accommodate the changes in package sizes.

Calories from beverages shipped to schools have dropped 41 percent across America thanks to the beverage industry's progress implementing the School Beverage Guidelines. The significant reduction of calories after the first year of the three-year phase-in of the initiative shows industry delivering on its commitment to cut calories in America's schools as part of a broader effort to teach children the importance of a balanced diet and exercise.

The *School Beverage Guidelines Progress Report 2006-2007* released in September, 2007 is the initial report on implementation of the national guidelines, which call for industry to provide for lower-calorie, smaller-portion and nutritious options in schools. The industry also has committed to remove all full-calorie soft drinks by the 2009-2010 school year. The removal of full-calorie soft drinks as well as the calorie caps and smaller portion sizes imposed on other beverages, like sports drinks and juice, are contributing to the overall cut in calories in schools.

We are cutting calories in schools and making wholesale change to the beverage choices in West Virginia schools. The hard work of our companies and bottlers is already making a real difference reducing the calories students drink in school. The changes have been quite dramatic – the number of calories going into schools has declined substantially, with shipments of full-calorie carbonated soft drinks falling almost in half.

- **Calories are coming out of schools.** There has been a *41 percent cut in total calories* contained in all beverages shipped to schools between 2004 and the 2006-2007 school year.
- **The school beverage landscape is changing.** There has been a *45 percent reduction in shipments of full-calorie soft drinks* to schools during that time. The report shows that the average high school student consumed less than half a can of full-calorie soft drinks a week in

school (5.9 ounces), compared with a little more than a full can a week (12.5 ounces) in 2004. In contrast to the drop in full-calorie soft drinks, shipments of waters are up by 23 percent since 2004.

- **School contracts are on track** – In the first year, *35 percent of all contracts between bottlers and school districts have achieved compliance* with the guidelines, on track for the three-year implementation plan.

## Conclusion

The West Virginia Beverage Association welcomes the opportunity to work with the West Virginia Department of Education to educate schools about the beverage industry's School Beverage Guidelines that offer more lower-calorie and nutritious beverages.

While we applaud the department's efforts to find new ways to address student nutrition, we hope that it will recognize and support the significant effort by this industry to change the beverage offerings in schools that is already well underway. The West Virginia beverage industry has taken the extraordinary step of moving beyond current state school nutrition law through implementation of our School Beverage Guidelines. Limiting calories in schools is a sensible approach that acknowledges our industry's long-standing belief that school wellness efforts must focus on teaching kids to consume a balanced diet and get plenty of exercise. Our industry will continue to do its part to help our kids learn how to have a healthy life.

Also of note, the U.S. Congress is currently debating the school nutrition issue. In fact, the U.S. Senate this week was set to consider an amendment to the Farm Bill Program to update the national nutritional standards for foods and beverages sold out of vending machines, school stores, and other venues outside of the school meals programs. Supported by the public health community and by the food and beverage industry, the amendment closely mirrors the beverage industry's School Beverage Guidelines and is a practical, workable approach that will ensure that healthier foods and beverages are offered for sale in schools across the country.

Thank you for the opportunity to comment on Policy 4321.1, Standards for School Nutrition for West Virginia Schools. Attached is a full description of the Alliance for a Healthier Generation's School Beverage Guidelines.

Sincerely,



Larry Swann  
President  
West Virginia Beverage Association

c: Steve Paine, Superintendent  
WV Board of Education  
W.V.B.A. Board Members

## Tyia Reveal

---

**From:** C. Strahin [cstrahin@access.k12.wv.us]  
**Sent:** Monday, December 17, 2007 12:41 PM  
**To:** Rick Goff  
**Subject:** 4321.1 comment response  
**Attachments:** COMMENT response form.doc

Attached should be the response form.

Charlene Strahin  
Coordinator of Child Nutrition  
300 Preston Drive,  
Kingwood, WV 26537  
Phone (304) 329-0580 ext. 234  
Fax (304) 329-0720

**COMMENT PERIOD ENDS: December 17, 2007**

**COMMENT RESPONSE FORM**

The following form is provided to assist those who choose to comment on Policy 4321.1: Standards for School Nutrition. Additional sheets may be attached, if necessary.

Name : \_CHARLENE STRAHIN Organization: PRESTON COUNTY SCHOOLS

Title: CHILD NUTRITION COORDINATOR \_  
Street Address: 300 PRESTON DRIVE  
City: KINGWOOD State: \_WV Zip: \_26537

Please check the box below that best describes your role.

- |  |  |  |
|--|--|--|
| <input type="checkbox"/> School System Superintendent          | <input type="checkbox"/> School System Staff | <input type="checkbox"/> Parent/Family     |
| <input type="checkbox"/> Principal                             | <input type="checkbox"/> Teacher             | <input type="checkbox"/> Business/Industry |
| <input checked="" type="checkbox"/> Professional Support Staff | <input type="checkbox"/> Service Personnel   | <input type="checkbox"/> Community Member  |

COMMENTS/SUGGESTIONS
<p><b>§126-86-1. General.</b> I COMPLETELY AGREE WITH THE SCOPE OF THE POLICY. FOR TOO LONG THE CHILD NUTRITION PROGRAM HAS HAD TO FOLLOW GUIDELINES THAT HAVE NOT BEEN APPLIED TO THE OTHER FOOD AVAILIABLE DURING THE SCHOOL DAY ON CAMPUS.</p>
<p><b>§126-86-2. Purposes.</b> IT IS ABOUT TIME THAT ALL EMPLOYEE 'S OF THE SCHOOL SYSTEM TAKE RESPONSIBILITY FOR THE NUTRITIONAL HEALTH OF THE STUDENTS THEY TEACH. I HAVE TALKED WITH MANY TEACHERS THAT THINK THAT WHAT KIDS EAT IS NOT THEIR RESPONSIBILITY. IN FACT THEY SELL CANDY AND POP TO KIDS WITH IN THEIR CLASSROOM. In elementary school they use junk food as a reward. They need to realize that everything they say and do have an impact on the children they teach. Like it or not they are models in everything they do with in the sight of the children.</p>
<p><b>§126-86-3. Operational Definitions.</b> The definitions are great. Area's that are sometimes "gray" when it comes to interpretation are specific and clearly spelled out.</p>

**COMMENTS/SUGGESTIONS**

**§126-86-4. Nutrition Standards for School Nutrition Programs.**  
I love it! "All food and beverages made available". It leaves little doubt on what must meet standards. My help to eliminate the candy bar fund raisers.

**§126-86-5. Nutrition Standards for Other Foods and Beverages.**  
This will be helpful in explaining what foods are acceptable and appropriate. It will make monitoring the vending machines products easier and less subjective.

**§126-86-6. Marketing Foods and Beverages During the School Day.**  
AMEN! In a conversation with a Pepsi Cola vender She made the remark that vending in schools to them, was not about the profit but more about getting their name and product into a school for advertisement.

**§126-86-7. Á La Carte Sales.**

**§126-86-8. Availability of Drinking Water.**  
I like the idea of using cups for sanitation purposes but I do not like the idea of having to provide them. When they are setting out they are missed used.

<b>COMMENTS/SUGGESTIONS</b>
<p><b>§126-86-9. Adequate Time for Meal Consumption.</b></p> <p><b>We need to educate teachers and administrator about meal consumption being vital to the learning process. I frequently see misuse of meal time.</b></p>
<p><b>§126-86-10. Snack Options.</b></p> <p><b>This was a much needed explanation and will enable us to limit the amount of junk food sent in by parents. It may give a new meaning to party.</b></p>
<p><b>§126-86-11. Staffing.</b></p>
<p><b>§126-86-12. Local Wellness Policy.</b></p> <p><b>Perhaps this will help school administrator learn that the Wellness Policy is really. I think that many feel if they ignore it long enough it will go away. I also think this validates what it is we are trying to do.</b></p> <p><b>Whatever gets monitored gets done.</b></p>
<p><b>§126-86-13. Accountability and Compliance.</b></p> <p><b>I am not happy with the SMI monitoring. I believe it is too subjective to the individuals doing the monitoring. Depending on who shows up to do your</b></p>

## COMMENTS/SUGGESTIONS

county changes how the results turn out. This can be good but it also makes inconsistency from one time to the next.

I do not agree with the nutritional analysis process. If the menus are planned to meet guidelines they should be acceptable. If a school is using Option B and offered versus serve, they are not real compatible. When it is up to the student to select or not select fruits and vegetable but yet we are monitored on the amount taken in relation to the Number that ate, it's a no win situation. When fat and sodium requirements are such as they are, and staffing is such as it is in our kitchens.

Decisions have to be made on how to meet the guidelines. We do not have the staff to prepare very much from scratch. This means processed foods. Our controls must therefore come in the form of limiting condiments. When we reduced condiments such as salad dressing and ketchup kids began eating less. I understand the benefit of reducing those items but a large part of society does not.

If we are using options B which is based on components offered why are we held to the same strict standards as those with options A? I don't know how to ever meet the nutritional guidelines of an SMI as long as we use offer vs serve. We can plan the most nutritious meals ever but we can't make them take it with offer vs serve. (I am for offer vs serve it saves a lot of waste, but I don't like being evaluated nutritionally on something different then what was planned) When someone outside a particular school looks at the number of cooks in comparison with the number of students eating they are not taking into account all the facts. We may be doing more than just fixing lunch. With that same student to cook ratio we maybe offering a choice of entrée and a full salad bar. This makes a big difference from just liking one menu per day. Frequently I hear well with that number of cooks and that number of meals you should be able to ..... I think the state department officials need to spend a couple days working with the cooks in the cafeteria, not as technical assistant but as a Head Cooks Sub. Its much more than what meets the eye, as you may know.

§126-86-14. Nutrition Advisory Council.

§126-86-15. Evaluation Component.



## Tyia Reveal

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**From:** Kathy Yost [kcyost@access.k12.wv.us]  
**Sent:** Friday, December 14, 2007 4:09 PM  
**To:** Rick Goff  
**Subject:** Comment for Policy 4321.1  
**Attachments:** COMMENT RESPONSE FORM for Policy 4321.doc

Dear Rick,

Please find attached my comments. Merry Christmas. Kathy Yost

**COMMENT RESPONSE FORM for Policy 4321.1—Comment Period Ends Dec. 17,  
2007**

Kathy C. Yost, Food Services Director, Berkeley County Schools  
401 S. Queen St.  
Martinsburg, WV 25401

Professional Support Staff

Comments/Suggestions:

126-86-1. General.

I beg to differ, but there will be an additional cost to the program as the amount of fresh vegetable/fruit is increased by an extra  $\frac{1}{4}$  cup.

126-86-4. Nutrition Standards for School Nutrition Programs.

Increase of fresh by  $\frac{1}{4}$  c. will definitely impact cost.

Decrease of grains should be to 10 not to 11 for the upper grades. Due to problems with the glycemic index in grains, this would definitely help.

126-86-5. Nutrition Standards for Other Foods and Beverages.

WV Code needs to change to 100% juice not 20%. Also, sodas should not be allowed at high schools as the WV Code says.

126-86-7. A La Carte Sales.

Need to have 100% juice added for breakfast and other food items.

Additional Comments.

There are many changes that we have implemented already in our Local Wellness Policy in Berkeley County Schools.

I also feel strongly that a goal should be set by our state to allocate funds for gymnasium areas to encourage more activity in our schools. We have been hitting really hard the foods issues but I feel we have not emphasized the physical activity issue enough. I know this is as important as foods.

Debbie Kaplan, RN,BSN  
School Health Services  
212 Park Ave.  
Beckley, West Virginia 25801  
(304)256-0887  
(304)256-4709 Fax

# FAX COVER SHEET

DATE: 12/18/07 TIME: 8:55 AM

TO: Richard Goff

FAX: 304-558-1149

FROM: Raleigh Cty. School Health

RE: Nutrition Policy

Number of pages including cover sheet: 4

Message: Sorry I am a little late!

126CSR86

*Submitted by fax  
to: D Kaplan*

*Copy to Rose Cook  
Food Services  
Director.*

**POLICY 4321.1: Standards for School Nutrition**

**COMMENT PERIOD ENDS: December 17, 2007**

**COMMENT RESPONSE FORM**

The following form is provided to assist those who choose to comment on Policy 4321.1: Standards for School Nutrition. Additional sheets may be attached, if necessary.

Name: Raleigh County Schools Organization:  
Cindy Blatt, School Nurse

Title:

Street Address:

2 White Oak Trace

City:

Rockley

State:

WV

Zip:

25801

Please check the box below that best describes your role.

- School System Superintendent
- School System Staff
- Parent/Family
- Principal
- Teacher
- Business/Industry
- Professional Support Staff
- Service Personnel
- Community Member

**COMMENTS/SUGGESTIONS**

126-86-1. General.

*Standards established to protect students are valuable and essential - this is a valuable policy.*

126CSR86

## COMMENTS/SUGGESTIONS

## 126-86-2. Purpose.

With health as a focus—available food choices, combinations of food groups, and food amounts served—all contribute to learning and developing a healthy lifestyle.

## 126-86-3. Operational Definitions.

Clearly stated.

126-86-4. Nutrition Standards for School Nutrition Programs. <sup>Amend</sup>

Concern regarding:— for our students with conditions, such as Diabetes, where concentrated sugars are to be limited—except in an emergency hypoglycemia (low blood sugar) episode. Sugar-free syrup allows a student to have the same breakfast food as their peers—[sugar packets and sugar-free syrup].

126-86-5. Nutrition Standards for Other Foods and Beverages. <sup>Regarding K—</sup>

In a severe hypoglycemia episode—concentrated sugar in liquid, soft-chewable, or solid form—is life saving and protects both staff and students with Diabetes or Hypoglycemia diagnosis. Please consider allowing availability or distribution to those individuals for their immediate safety.

## 126-86-6. Marketing Foods and Beverages During the School Day.

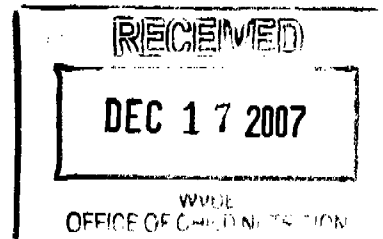
## 126-86-7. A La Carte Sales.

126CSR86

COMMENTS/SUGGESTIONS
* 126-86-14. Nutrition Advisory Council.
* 126-86-18. Evaluation Component. <i>Please allow review of availability of sugar-free or artificially sweetened foods for specific, controlled situations  Please allow review of distribution of sugar-containing foods and beverages for the members of each school - both students and staff.</i>

Please direct all comments to:

Richard J. Goff, Executive Director  
Office of Child Nutrition  
West Virginia Department of Education  
Capitol Building 6, Room 248  
1900 Kanawha Boulevard, East  
Charleston, West Virginia 25305-0330  
E-Mail Address: [rjgoff@access.k12.wv.us](mailto:rjgoff@access.k12.wv.us)  
Fax No.: (304) 558-1149



COMMENT PERIOD ENDS: December 17, 2007

COMMENT RESPONSE FORM

The following form is provided to assist those who choose to comment on Policy 4321.1: Standards for School Nutrition. Additional sheets may be attached, if necessary.

Name: BRENDA J. BRILEY Organization: STANDARD LABORATORIES, INC.

Title: MANAGER OF CORPORATE SERVICES

Street Address: 147 11th Avenue, Suite 100

City: South Charleston State: WV Zip: 25303

Please check the box below that best describes your role.

- School System Superintendent
- School System Staff
- Principal
- Teacher
- Professional Support Staff
- Service Personnel
- Parent/Family
- Business/Industry
- Community Member

COMMENTS/SUGGESTIONS
<p>§126-86-1. General.</p> <p>Our children deserve to be educated in a healthy environment. As an employer of WV, we want our employees to be as healthy as possible. The policies in this standard will go a long way in creating a brighter future for our children. As adults we want to employ these people at home in WV.</p>
<p>§126-86-2. Purpose.</p>

<b>COMMENTS/SUGGESTIONS</b>
<b>§126-86-3. Operational Definitions.</b>
<b>§126-86-4. Nutrition Standards for School Nutrition Programs.</b>
<b>§126-86-5. Nutrition Standards for Other Foods and Beverages.</b>
<b>§126-86-6. Marketing Foods and Beverages During the School Day.</b>
<b>§126-86-7. À La Carte Sales.</b>
<b>§126-86-8. Availability of Drinking Water.</b>

**COMMENTS/SUGGESTIONS**

**§126-86-9. Adequate Time for Meal Consumption.**

**§126-86-10. Snack Options.**

**§126-86-11. Staffing.**

**§126-86-12. Local Wellness Policy.**

**§126-86-13. Accountability and Compliance.**

**§126-86-14. Nutrition Advisory Council.**

<b>COMMENTS/SUGGESTIONS</b>
<b>§126-86-15. Evaluation Component.</b>

Please direct all comments to:

Richard J. Goff, Executive Director  
Office of Child Nutrition  
West Virginia Department of Education  
Capitol Building 6, Room 248  
1900 Kanawha Boulevard, East  
Charleston, West Virginia 25305-0330  
E-Mail Address: [rjgoff@access.k12.wv.us](mailto:rjgoff@access.k12.wv.us)  
Fax No.: (304) 558-1149

## Richard Goff

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**From:** Gay, Cynthia [gayc@wvuh.com]  
**Sent:** Friday, November 30, 2007 3:13 PM  
**To:** rgoff@access.k12.wv.us  
**Attachments:** p4321.1\_co.doc

### **126-86-1. General.**

**I support the policy. I think this is a “start” to an even more stringent policy. I am in support of many fruits and vegetables, particularly fresh and dried beans, whole grains (8 grams per serving), low fat dairy including yogurt, lean meat, low calorie foods and nutrient dense foods. Competitive foods should be eliminated even in fund raising. Vending machines should not be turned on during the school day or even 1 hour after the end of the school day.**

Cindy Gay, RD, LD  
Retail Manager  
HSC Cafeterias (the “Healthy” Café of WVU Hospitals)  
Morgantown WV

Parent of Christopher Gay at Morgantown High School

## Richard Goff

---

**From:** Climber914@aol.com  
**Sent:** Monday, November 19, 2007 9:39 PM  
**To:** rjgoff@access.k12.wv.us  
**Subject:** THANK YOU FOR CHANGING NUTRITION IN SCHOOLS

Hi:

My name is Sharon Hill; I taught elementary school for 35 years and had to resign four years ago due to being disabled.

Prior to that, I started seeing second graders bringing in "family size" snacks and eating all of it at recess. It was appalling and extremely hard to get them away from some of my students: the ones who brought them were also on free lunch. [And after school, these kids' parents would be waiting for them with more junk food.]

I am so glad that action has been implemented on behalf of the nutrition of children: they are getting more and more obese and it's frightening.

When I was in grade school, baby boomer that I am, we had a choice of buying an apple or orange juice with ice at recess. And that was healthy. But the pendulum has swung so far the other way, that I am thankful for what is being done now.

Judy Crabtree is my best friend: she sent me an email that linked me to you.

Kudos for all of your hard work. It will pay off.

Sincerely,

Sharon Hill

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See what's new at [AOL.com](http://AOL.com) and [Make AOL Your Homepage](#).

## Richard Goff

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**From:** Danita Nellhaus [nellhaus@verizon.net]  
**Sent:** Monday, November 19, 2007 3:35 PM  
**To:** rjgoff@access.k12.wv.us  
**Subject:** Standards for School Nutrition

Mr. Goff,

I am writing to comment on Policy 4321.1

I am a parent member of the John Adams Middle School Wellness Team, and a public member of the Kanawha County Wellness Committee. I am a Registered Nurse and work part time as a substitute school nurse in Kanawha County.

As you can probably guess, I am in support of the Standards for School Nutrition. I think it is aggressive and will hopefully turn things around in our schools. Recently I have learned a lot about how communities around the country have made positive impacts on the well-being of the students by offering a more nutritionally sound environment.

Linda St. Clair has been an asset to the John Adams Wellness Team and has offered her expertise as we navigate the system to make some positive change.

Thank you and good luck in your endeavor! If we can make our voice heard in any other venue, please let me know.

Danita Nellhaus  
[nellhaus@verizon.net](mailto:nellhaus@verizon.net)



Charleston Area Medical Center

Memorial Hospital

3200 MacCorkle Avenue, SE  
Charleston, West Virginia 25304  
(304) 388-5432

### FAX COVER SHEET

Administration  
Fax Number: 304-388-9633

DATE: Dec. 15, 2007  
TO: Rick Goff  
FROM: Don Foster  
PHONE #: \_\_\_\_\_

This cover sheet is page 1 of 5

COMMENTS:

Give me a call when you have a chance  
next week - my pager is 330-7680

● Comments: The information contained in this facsimile transmission is only for the use of the individual or entity named above and contains medical information that is privileged, confidential and exempt or protected from disclosure under applicable law. If the reader of this communication is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited.

If you have received this communication in error, please immediately notify us by telephone (Administration 304-388-5432). Return the original message to Administration, 3200 MacCorkle Avenue, SE, Charleston, WV 25304 via the Postal Service or shred the information. Any questions or concerns should be addressed to Administration 304-388-5432. Thank you.



126CSR86

**POLICY 4321.1: Standards for School Nutrition**

**COMMENT PERIOD ENDS: December 17, 2007**

**COMMENT RESPONSE FORM**

The following form is provided to assist those who choose to comment on Policy 4321.1: Standards for School Nutrition. Additional sheets may be attached, if necessary.

Name: Dan Foster Organization: CAMC

Title: Physician Advisor

Street Address: 701 Crawford Road

City: Charleston State: W.Va. Zip: 25314

Please check the box below that best describes your role.

- School System Superintendent
- School System Staff
- Parent/Family
- Principal
- Teacher
- Business/Industry
- Professional Support Staff
- Service Personnel
- Community Member

**COMMENTS/SUGGESTIONS**

§126-86-1. General.

§126-86-2. Purpose. *Strongly support - there is little argument that schools can play a major role in shaping student's health*

126CSR86

COMMENTS/SUGGESTIONS
<p><b>§126-86-3. Operational Definitions.</b> <i>Excellent definition of "nutritious choices"</i></p>
<p><b>§126-86-4. Nutrition Standards for School Nutrition Programs.</b> <i>Quite appropriate to limit use of artificial sweeteners</i></p>
<p><b>§126-86-5. Nutrition Standards for Other Foods and Beverages.</b> <i>Attention to portion size is important</i></p>
<p><b>§126-86-6. Marketing Foods and Beverages During the School Day.</b></p>
<p><b>§126-86-7. À La Carte Sales.</b></p>
<p><b>§126-86-8. Availability of Drinking Water.</b></p>

126CSR86

COMMENTS/SUGGESTIONS
<p><b>§126-86-9. Adequate Time for Meal Consumption.</b> <i>There is some lack of clarity between 9.1 and 9.2. Whatever the academic situation students should have adequate time for meal consumption.</i></p>
<p><b>§126-86-10. Snack Options.</b></p>
<p><b>§126-86-11. Staffing.</b> <i>It is vitally important that full time school nutrition program directors be present in each county. In fact larger counties need more than one.</i></p>
<p><b>§126-86-12. Local Wellness Policy.</b></p>
<p><b>§126-86-13. Accountability and Compliance.</b></p>

126CSR86

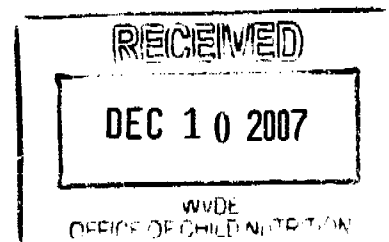
<b>COMMENTS/SUGGESTIONS</b>
<b>§126-86-14. Nutrition Advisory Council.</b>
<b>§126-86-15. Evaluation Component.</b>

Please direct all comments to:

Richard J. Goff, Executive Director  
Office of Child Nutrition  
West Virginia Department of Education  
Capitol Building 6, Room 248  
1900 Kanawha Boulevard, East  
Charleston, West Virginia 25305-0330  
E-Mail Address: [rgoff@access.k12.wv.us](mailto:rgoff@access.k12.wv.us)  
Fax No.: (304) 558-1149

COMMENT PERIOD ENDS: December 17, 2007

## COMMENT RESPONSE FORM



The following form is provided to assist those who choose to comment on Policy 4321.1: Standards for School Nutrition. Additional sheets may be attached, if necessary.

Name: Tonya Cline Organization: \_\_\_\_\_

Title: Autistic Aide

Street Address: Box 186

City: Panther State: WV Zip: 24872

Please check the box below that best describes your role.

- School System Superintendent     School System Staff  
 Principal     Teacher     Parent/Family  
 Professional Support Staff     Service Personnel     Business/Industry  
 Community Member

## COMMENTS/SUGGESTIONS

126-86-1. General.

*Please leave as is.*

126-86-2. Purpose. *Students that don't like whats on the menu; won't eat at all.*

COMMENTS/SUGGESTIONS
<p>'126-86-3. Operational Definitions.</p>
<p>'126-86-4. Nutrition Standards for School Nutrition Programs.</p>
<p>'126-86-5. Nutrition Standards for Other Foods and Beverages.</p>
<p>'126-86-6. Marketing Foods and Beverages During the School Day.</p> <p>Any foods or beverages that is sold during is already nutritional "do not change".</p>
<p>'126-86-7. À La Carte Sales.</p>
<p>'126-86-8. Availability of Drinking Water. As is. Any child should be able to drink the beverage they prefer.</p>

**COMMENTS/SUGGESTIONS**

'126-86-9. Adequate Time for Meal Consumption.

'126-86-10. Snack Options. Any thing that they want to snack on.

'126-86-11. Staffing.

'126-86-12. Local Wellness Policy.

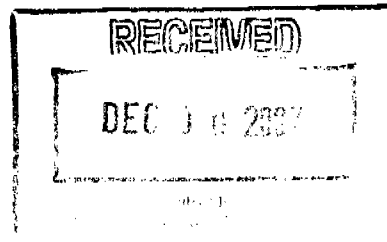
'126-86-13. Accountability and Compliance.

'126-86-14. Nutrition Advisory Council.

<b>COMMENTS/SUGGESTIONS</b>
<b>126-86-15. Evaluation Component.</b>

Please direct all comments to:

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Charleston, West Virginia 25305-0330  
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Fax No.: (304) 558-1149



COMMENT PERIOD ENDS: December 17, 2007

COMMENT RESPONSE FORM

The following form is provided to assist those who choose to comment on Policy 4321.1: Standards for School Nutrition. Additional sheets may be attached, if necessary.

Name : Elaine Stanley Organization: \_\_\_\_\_

Title: \_\_\_\_\_

Street Address: P.O. Box 282

City: Laesz State: WV Zip: 24844

Please check the box below that best describes your role.

- School System Superintendent     School System Staff     Parent/Family  
 Principal     Teacher     Business/Industry  
 Professional Support Staff     Service Personnel     Community Member

COMMENTS/SUGGESTIONS

'126-86-1. General.

I think that there are enough regulations on the items that children can buy. Most parents just send ~~what~~ what schools won't allow, or the students just don't eat.

'126-86-2. Purpose.

Leave as it is

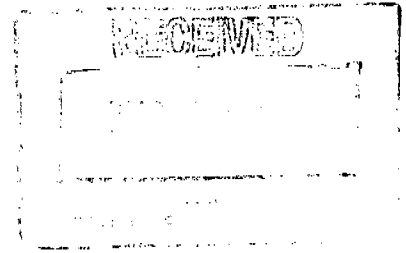
COMMENTS/SUGGESTIONS
<p><i>If the school system would supply more financial support for school organization this would not be such an issue or fundraising</i></p>
<p>'126-86-3. Operational Definitions.</p>
<p>'126-86-4. Nutrition Standards for School Nutrition Programs.</p>
<p>'126-86-5. Nutrition Standards for Other Foods and Beverages.</p>
<p>'126-86-6. Marketing Foods and Beverages During the School Day.</p>
<p>'126-86-7. À La Carte Sales.</p>
<p>'126-86-8. Availability of Drinking Water.</p>

<b>COMMENTS/SUGGESTIONS</b>
' 126-86-9. Adequate Time for Meal Consumption.
' 126-86-10. Snack Options.
' 126-86-11. Staffing.
' 126-86-12. Local Wellness Policy.
' 126-86-13. Accountability and Compliance.
' 126-86-14. Nutrition Advisory Council.

<b>COMMENTS/SUGGESTIONS</b>
<p>Items sold are delivered out of school to other people not as a rule.</p>
<p><b>'126-86-15. Evaluation Component.</b></p>

Please direct all comments to:

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West Virginia Department of Education  
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Charleston, West Virginia 25305-0330  
E-Mail Address: [rigoff@access.k12.wv.us](mailto:rigoff@access.k12.wv.us)  
Fax No.: (304) 558-1149



COMMENT PERIOD ENDS: December 17, 2007

COMMENT RESPONSE FORM

The following form is provided to assist those who choose to comment on Policy 4321.1: Standards for School Nutrition. Additional sheets may be attached, if necessary.

Name : SRMS Organization:
Class, Prom, Coach Sponsors

Title: Vivian M. Barker Teacher, Coach

Street Address: P.O. Box 419

City: Avondale State: WV Zip: 24811

Please check the box below that best describes your role.

- G School System Superintendent G School System Staff G Parent/Family
G Principal G Teacher and Coach G Business/Industry
G Professional Support Staff G Service Personnel G Community Member

COMMENTS/SUGGESTIONS
126-86-1. General. ok as is
Adults can make choices for themselves & their children. Leave concession stands for sports alone!! Unless you've got money to fund those programs also.
126-86-2. Purpose. Students won't eat foods they don't like. They take it because they are forced. Then they throw it in the garbage. WASTING
Leave Fund Raising Policies alone - We live in economically deprived area. If people can't eat it, they won't buy!!! We can't waste money on junk stuff to sell. Unless, Board has money to fund all programs fully, leave donut/candy/food fundraisers as is.

PARKS

## COMMENTS/SUGGESTIONS

## '126-86-3. Operational Definitions.

✓

## '126-86-4. Nutrition Standards for School Nutrition Programs.

✓

## '126-86-5. Nutrition Standards for Other Foods and Beverages. -

Sports concession's stands should be allowed to sell whatever soda is in demand. Programs are losing BIG money over being limited to a certain brand of soda sales. This is After school hours, sold to adults who can make their own choice for themselves & their kids!!!

## '126-86-6. Marketing Foods and Beverages During the School Day.

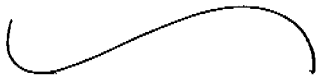



After first 15 minutes of designated lunch, students should be allowed other choices of snack items, concession items of sorts to purchase. This will keep some from sitting and not eating - and getting hungry before getting home at 4-6 p.m.

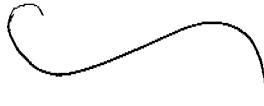
## '126-86-7. À La Carte Sales.

Every school should have regular school menu and other optional items such as burgers and/or pizza daily to choose from.

## '126-86-8. Availability of Drinking Water.

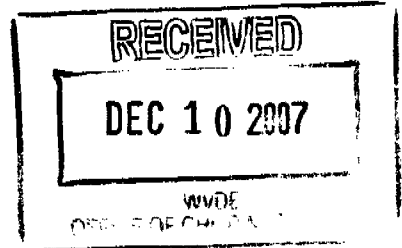
Students can't drink school water from fountain - NASTY TASTING - Coke sponsored water machines DON'T WORK as well as PEPSI - Kids hardly ever have good water to drink - Each school choose own Water Supplier/Vendor!!!

<b>COMMENTS/SUGGESTIONS</b>
<p>'126-86-9. Adequate Time for Meal Consumption.</p> 
<p>'126-86-10. Snack Options. - Middle School and High School students need snacks to purchase during day and/or drinks.</p>
<p>'126-86-11. Staffing.</p> 
<p>'126-86-12. Local Wellness Policy.</p> 
<p>'126-86-13. Accountability and Compliance.</p> 
<p>'126-86-14. Nutrition Advisory Council.</p>

<b>COMMENTS/SUGGESTIONS</b>
<b>'126-86-15. Evaluation Component.</b> 

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Fax No.: (304) 558-1149



COMMENT PERIOD ENDS: December 17, 2007

COMMENT RESPONSE FORM

The following form is provided to assist those who choose to comment on Policy 4321.1: Standards for School Nutrition. Additional sheets may be attached, if necessary.

Name: NIKIA Mullins Organization: \_\_\_\_\_

Title: \_\_\_\_\_

Street Address: PO Box 48

City: Avondale State: WV Zip: 24811

Please check the box below that best describes your role.

- School System Superintendent
- School System Staff
- Parent/Family
- Principal
- Teacher
- Business/Industry
- Professional Support Staff
- Service Personnel
- Community Member

COMMENTS/SUGGESTIONS
<p><b>'126-86-1. General.</b></p> <p><i>I think the standards for school nutrition should be left as they are.</i></p>
<p><b>'126-86-2. Purpose.</b> <i>Students won't eat foods that are not what they like so they will just bring what they want.</i></p>

COMMENTS/SUGGESTIONS
<i>Leave program as is.</i>
' 126-86-3. Operational Definitions.
' 126-86-4. Nutrition Standards for School Nutrition Programs.
' 126-86-5. Nutrition Standards for Other Foods and Beverages.
' 126-86-6. Marketing Foods and Beverages During the School Day.
' 126-86-7. À La Carte Sales.
' 126-86-8. Availability of Drinking Water.

<b>COMMENTS/SUGGESTIONS</b>
' <b>126-86-9. Adequate Time for Meal Consumption.</b>
' <b>126-86-10. Snack Options.</b>
' <b>126-86-11. Staffing.</b>
' <b>126-86-12. Local Wellness Policy.</b>
' <b>126-86-13. Accountability and Compliance.</b>
' <b>126-86-14. Nutrition Advisory Council.</b>

**COMMENTS/SUGGESTIONS**

I don't see selling candy as anything harmful to students, these items are usually delivered to people outside of the schools.

'126-86-15. Evaluation Component.

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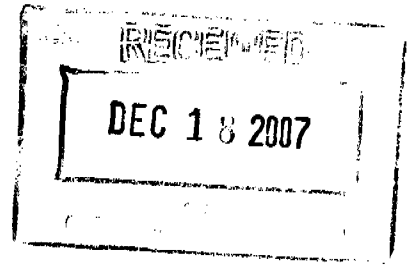
COMMENTS/SUGGESTIONS
<p><b>'126-86-3. Operational Definitions.</b></p>
<p><b>'126-86-4. Nutrition Standards for School Nutrition Programs.</b></p>
<p><b>'126-86-5. Nutrition Standards for Other Foods and Beverages.</b>          Need to offer fruit juice in vending machines for middle school students.</p>
<p><b>'126-86-6. Marketing Foods and Beverages During the School Day.</b>          I think the schools should be allowed to have fundraisers (doughnut sales, pizza kits, etc) to people outside of school. Students in the school should not sale to other students on school time. These sales are usually the only way to raise money for activities.</p>
<p><b>'126-86-7. Á La Carte Sales.</b></p>
<p><b>'126-86-8. Availability of Drinking Water.</b></p>

<b>COMMENTS/SUGGESTIONS</b>
<b>' 126-86-9. Adequate Time for Meal Consumption.</b>
<b>' 126-86-10. Snack Options.</b>
<b>' 126-86-11. Staffing.</b>
<b>' 126-86-12. Local Wellness Policy.</b>
<b>' 126-86-13. Accountability and Compliance.</b>
<b>' 126-86-14. Nutrition Advisory Council.</b>

<b>COMMENTS/SUGGESTIONS</b>
<b>'126-86-15. Evaluation Component.</b>

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Fax No.: (304) 558-1149



COMMENT PERIOD ENDS: December 17, 2007

COMMENT RESPONSE FORM

The following form is provided to assist those who choose to comment on Policy 4321.1: Standards for School Nutrition. Additional sheets may be attached, if necessary.

Name : Jay Stone Organization:

Title: Retired Teacher

Street Address: 910 Greenbrier Drive

City: Hinton State: WV Zip: 25951

Please check the box below that best describes your role.

- School System Superintendent
- School System Staff
- Principal
- Teacher
- Professional Support Staff
- Service Personnel
- Parent/Family
- Business/Industry
- Community Member

**COMMENTS/SUGGESTIONS**

**§126-86-1. General.**  
*The policy seems well written and in the best interests of children.*

**§126-86-2. Purpose.**  
*Better nutrition for school children*

## COMMENTS/SUGGESTIONS

**§126-86-3. Operational Definitions.**

*Includes most important policies for Childhood Nutrition*

**§126-86-4. Nutrition Standards for School Nutrition Programs.**

*Very complete as to children's needs*

**§126-86-5. Nutrition Standards for Other Foods and Beverages.**

*It addresses the need to have healthy choices choices. Unhealthy foods should not be available in school or brought in.*

**§126-86-6. Marketing Foods and Beverages During the School Day.**

*The advertising media promotes food to children for their own profit and does not consider the state children's health is in. Children are influenced by ads which is very unfortunate.*

**§126-86-7. À La Carte Sales.**

*Will covered.*

**§126-86-8. Availability of Drinking Water.** *Since our need for water is great, it should always be available.*

COMMENTS/SUGGESTIONS
<p><b>§126-86-9. Adequate Time for Meal Consumption.</b>  <i>Children need an adequate time to eat their meals.</i></p>
<p><b>§126-86-10. Snack Options.</b> <i>Unhealthy snack should not be available to children nor should they have to optian to obtain snacks that have been shown to be harmful to them.</i></p>
<p><b>§126-86-11. Staffing.</b> <i>This policy should be administered by trained, knowledgeable people. The requirements should be met at all times.</i></p>
<p><b>§126-86-12. Local Wellness Policy.</b></p>
<p><b>§126-86-13. Accountability and Compliance.</b>  <i>This should be strictly enforced and training should be required.</i></p>
<p><b>§126-86-14. Nutrition Advisory Council.</b></p>

**COMMENTS/SUGGESTIONS**

**§126-86-15. Evaluation Component.**

*people in power should be held  
accountable for evaluation and it  
should be openly reported.*

Please direct all comments to:

Richard J. Goff, Executive Director  
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West Virginia Department of Education  
Capitol Building 6, Room 248  
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Charleston, West Virginia 25305-0330  
E-Mail Address: [rjgoff@access.k12.wv.us](mailto:rjgoff@access.k12.wv.us)  
Fax No.: (304) 558-1149

DEC 1 2007

COMMENT PERIOD ENDS: December 17, 2007

COMMENT RESPONSE FORM

The following form is provided to assist those who choose to comment on Policy 4321.1: Standards for School Nutrition. Additional sheets may be attached, if necessary.

Name : Shylla Parker Organization:

Title: Retired School Lunch Secretary

Street Address: 914 Terrace St.

City: Hinton State: WV Zip: 25951

Please check the box below that best describes your role.

- School System Superintendent
- School System Staff
- Parent/Family
- Principal
- Teacher
- Business/Industry
- Professional Support Staff
- Service Personnel
- Community Member

COMMENTS/SUGGESTIONS

§126-86-1. General.

*a needed update to school lunch & beverages sold at schools.*

§126-86-2. Purpose.

*Tackle the problem of child unhealthy eating causing health problems.*

## COMMENTS/SUGGESTIONS

## §126-86-3. Operational Definitions.

*Gives a direction to supervisor & school lunch cooks.*

## §126-86-4. Nutrition Standards for School Nutrition Programs.

*a needed criteria to children's needs.*

## §126-86-5. Nutrition Standards for Other Foods and Beverages.

*addresses the need for showing leadership through buying only healthy food served in schools.*

## §126-86-6. Marketing Foods and Beverages During the School Day.

*Helps to not send mixed messages to school children. Advertising is a problem that parents as well as school needs to address.*

## §126-86-7. À La Carte Sales.

*Good*

## §126-86-8. Availability of Drinking Water.

*Should always be offered.*

## COMMENTS/SUGGESTIONS

## §126-86-9. Adequate Time for Meal Consumption.

Adequate time should be required so the student will not feel rushed. Needs to be checked by office staff.

## §126-86-10. Snack Options.

None

## §126-86-11. Staffing.

Too many Child Nutrition Directors are loaded down with many other jobs. This is not good & should become a matter of law that only allows for the one job. Certification needs to be in place.

## §126-86-12. Local Wellness Policy.

This could work out to an advantage for school children if enforced.

## §126-86-13. Accountability and Compliance.

Needs stricter enforced by State Office.  
Training should be required.

## §126-86-14. Nutrition Advisory Council.

**COMMENTS/SUGGESTIONS**

**§126-86-15. Evaluation Component.**

*Evaluation should be specific. Reports to newspapers should make this public.*

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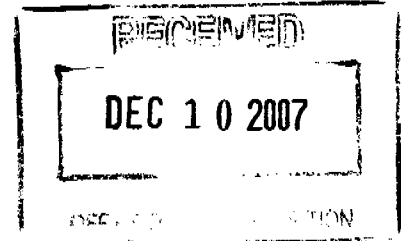
Joe Manchin III  
Governor



Ted Cheatham  
Director

WV Toll-free: 1-888-680-PEIA • Phone: 1-304-558-7850 • Fax: 1-304-558-2516 • Internet: [www.wvpeia.com](http://www.wvpeia.com)

December 6, 2007



Mr. Richard J. Goff  
Executive Director  
Office of Child Nutrition  
West Virginia Department of Education  
Capitol Building 6, Room 248  
1900 Kanawha Blvd., East  
Charleston, WV 25305-033

Dear Mr. Goff:

Please accept the following as comments from the West Virginia Public Employees Insurance Agency regarding the Proposed Policy 4321.1, Standards for School Nutrition. We appreciate this opportunity to contribute to this important proposal which we believe will have a profound effect on improving the eating habits and health outcomes of the children of our state.

Before making specific recommendations or comments, PEIA would like to take this opportunity to remind the Department and the Board of Education that our agency provides health promotion, wellness and disease management services to school employees. In most cases, we are actively working with the local wellness committees to ensure that the staff can take full advantage of our health screens and lifestyle change programs addressing tobacco cessation, healthy eating and physical activity. In those situations where we have yet to connect with the local wellness committees, we would appreciate the Department's assistance in facilitating those working relationships.

In regards to the specific policy proposed, PEIA is generally supportive of the Department's effort to improve school nutrition, in relation to both school meals as well as competitive foods. In light of the fact that WV is now first among the states in the rate of childhood obesity, one cannot overstate the urgency of implementing the recommendations of the Institute of Medicine.

Therefore, we fully support the limits on sugar, the elimination of trans fats and the emphasis on increasing the consumption of fruits, vegetables, whole grains and low fat dairy products.

However, we would recommend a few additional changes, specifically:

- 1) Removal of high fructose corn syrup from food products provided to children both in school meals and competitive foods. We suggest this based upon current research documenting the negative effects of this product on the human metabolism and its causal relationship to weight gain;
- 2) Elimination of all soft drinks to all students regardless of grade level. We make this recommendation because of the exposure to high fructose corn syrup and the lack of satiety despite the calories in soft drinks;
- 3) In regards to the In School Snack Program, we suggest altering the language to read that it is required, rather than recommended "that snack choices include fruits/vegetables, whole grains, and non-fat and or 1% low fat dairy."

As you know, PEIA has been tracking our obesity related claims for the past 10 years. Unfortunately, they have yet to level off and cannot be sustained given current trends. If we do not take proactive measures to promote healthier lifestyles among the young, the results will be catastrophic in both financial and human terms.

Thank you for this opportunity.

Sincerely,



Nidia Henderson  
Health Promotions Director

December 12,2007

Dear Mr. Goff:

I totally agree with Ms. Henderson, My son attended Nitro High School. The food was so bad he was lucky if he found on thing he could eat off his plate. One example was the frozen chicken patty it was never hot or sometimes still frozen in the middle. You couldn't ask the cooks if they would reheat your food or receive another tray of food. If you could just talk to the students about the quality of their lunch there is much information you could have. If the students had a salad bar daily with fruit and yogurt it would be such a healthy change. In our education with PEIA skim milk is so much better for you than whole milk. Even 1% would be an improvement. It is a shame when your children have to come home starving because the food at the high school wasn't worth eating....

Thank you  
Rebecca Wilson  
PEIA Coordinator  
Winfield Division of Motor Vehicles