



## Smart Snacks & Colorado Healthy Beverages Policy

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### Nutrition Standards for Beverages

The alignment of the [CO Healthy Beverages Policy \(1 CCR 301-79\)](#) with the federal Smart Snacks standards has been approved through the Colorado Attorney General's Office. The policy can be implemented as early as Nov. 14, 2016. It is important to note that the CO Healthy Beverages Policy retains the extended school day standard, which means that all beverages\* sold during the regular school day and throughout the extended school day must meet the Smart Snacks nutrition standards.

*\*The extended school day does not apply to foods. Foods that do not meet the Smart Snacks food and nutrition standards may be sold 30 minutes after the end of the regular school day.*

### Regular School Day

*Regular school day* means the time from midnight the night before the beginning of the first class to 30 minutes after the end of the last class.

### Extended School Day

*Extended school day* is defined as any time students are at school after the regular school day,\* including, but not limited to, participation in extracurricular activities or childcare programs.

*\*District boards of education and the state Charter School Institute may permit the sale of other beverages at school-related events where parents and other adults are in attendance. Such activities include, but are not limited to, selling food and beverages at events such as sporting events, school plays and band concerts.*

### Fundraisers

Smart Snacks allows state agencies to use discretion in determining a specified number of exempt fundraisers where the foods and beverages sold are exempt from the Smart Snacks food and nutrition standards. Colorado allows up to three exempt fundraisers per school building per school year. The duration of the fundraiser must be in line with the intent of the regulation, which indicates that they must be infrequent. These exempt fundraisers are only exempt from the Smart Snacks food and nutrition standards, but not exempt from the Colorado Competitive Food Service Policy.

## Colorado Competitive Food Service Policy

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According to the Colorado Competitive Food Service Policy (2202-R-201.00), competitive food service is any food or beverage sold to students that is separate from the district's nonprofit, federally reimbursed food service program, and is provided by a school-approved organization or by a school-approved outside vendor.

### Competitive Food Service Time Restrictions

Competitive foods shall not be sold in competition with the district's food service program. Such competitive foods cannot be sold 30 minutes before to 30 minutes after each scheduled meal service on any area of the school campus



that is accessible to students. Sales for any food fundraisers, either exempt or non-exempt, may not be sold within these time restrictions.

## Exemptions

The competitive food service restriction does not apply to the service of competitive, mechanically-vended beverages offered to students at the senior high level.

## Resources

CDE Smart Snacks and Competitive Foods Webpage:

<https://www.cde.state.co.us/nutrition/nutricompetitivefoods>

Alliance for a Healthier Generation Smart Food Planner:

<https://foodplanner.healthiergeneration.org/>

Colorado Competitive Food Service Policy:

<https://www.cde.state.co.us/nutrition/competitivefoodscoloradofoodservicepolicy>

Healthy Fundraisers:

<https://www.cde.state.co.us/nutrition/osnschoolwellnesspoliciesbestpractices>

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