

COLORADO DEPARTMENT OF EDUCATION

Colorado State Board of Education

1 CCR 301-79

RULES FOR THE ADMINISTRATION OF THE HEALTHY BEVERAGES POLICY

1.0 Statement of Basis and Purpose

1.01 The statutory basis for these rules is found in Section 22-32-134.5, C.R.S. and Section 22-2-107(1)(c), C.R.S.

1.02 Pursuant to these statutes, the State Board of Education shall promulgate rules concerning public schools to achieve the following purposes, including but not limited to:

1.02.1 Describing beverages that school districts and schools may permit to be sold to students;

(a) Each beverage described shall satisfy minimum nutritional standards for beverages, which standards are science-based and established by a national organization; and

1.02.2 Describing specific events occurring outside of the regular and extended school day at which a school district or school may permit other beverages other than those described above to be sold to students.

2.0 Definitions

2.01 "Public School" means a school that derives its support, in whole or in part, from moneys raised by a general state, county, or district tax and is not limited to those schools participating in the National School Lunch Program.

2.02 "Regular School Day" means the period from midnight the night before the first class period to 30 minutes after the end of the last class period.

2.03 "Extended School Day" means any time spent by students at school after the regular school day, including but not limited to participation in extracurricular activities or childcare programs.

3.0 District Beverage Policies

3.01 On or before the 2017-2018, school year each school district board of education and the state charter school institute shall adopt and implement a policy in accordance with Section 22-32-134.5 (1), C.R.S. and the rules herein.

4.0 Establishing of Healthy Beverage Standards for Public Schools During the Regular School Day and Extended School Day

4.01 The beverage policies adopted by district boards of education and the state of charter school institute pursuant to Section 3.0 may permit the sale of beverages to students on school grounds during both the regular and extended school day if those beverages meet

the United States Department of Agriculture (USDA)'s current regulations for nutrition standards for beverages sold in schools.

5.0 Events Occurring Outside of the Regular and Extended School Day

5.01 The extended school day includes but is not limited to, before and after school activities such as clubs, year book, band, student government, drama, and childcare programs.

5.02 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 invited attendees. Such activities include but are not limited to selling beverages as boosters at events such as interscholastic sporting events, school plays, and band concerts.