



Nevada School Wellness Policy

Division of Food and Nutrition

Introduction

The Nevada Department of Agriculture (NDA) developed Nevada's School Wellness Policy based on the Local School Wellness Policy (LSWP) Implementation Under the Healthy Hunger-Free Kids Act (HHFKA) of 2010. These federal standards are subject to change. As changes are made, Nevada's School Wellness Policy will be updated to comply with the federal minimum requirements. Under federal law, Local Educational Agencies (LEAs), also known as school districts, that receive reimbursement from the United States Department of Agriculture (USDA) for child nutrition programs must develop a local school wellness policy. The LSWP must include the federal and state specific topics detailed in this document. This Policy does not encompass all aspects of the school environment that affect school wellness, and local LEAs are encouraged to include other areas in their policies as applicable. As updates to the Nevada School Wellness Policy are made, LEAs must also update their policies.

The HHFKA directed the USDA to establish science-based nutrition standards for all foods and beverages sold to students in school during the school day. These nutrition standards are called Smart Snacks in Schools. These standards support efforts by school food service staff, school administrators, teachers, parents and the school community, who all work together to instill healthy habits in students. Smart Snacks in Schools covers all foods sold in schools. Food sold during the school day in locations including, but not limited to, school stores, vending machines, bake sales and snack bars must meet the minimum federal regulations as laid out in the Smart Snacks Nutrition Standards. The intent of these standards is not to limit popular snack items, but instead to make healthier snacks available to students.

USDA's Local School Wellness Policy Implementation requires that an advisory group be formed to address the development, implementation and review of the LSWP. LEAs must have a plan to include representatives from the following categories: parents, students, school food service, physical education teachers, school health professionals, school board, school administrators and the general public (which may include a local dietitian, medical professional, business owner, community leader, farmer, etc.). The policy requires the LEA to inform and update the public (including parents, students and others in the community) of the local school wellness policy annually. The school wellness policy must include goals for nutrition promotion and education, physical activity, and other school-based activities that promote student wellness. LEAs must designate one or more school official(s) to ensure that each school complies with the local school wellness policy. The LEA must inform the NDA of the name(s), position(s) and contact information of the person(s) responsible for the oversight of the local school wellness policy at the district and/or school level by Sept. 30 of each school year. If the designated wellness policy coordinator changes, the LEA must notify NDA within 60 days.

Nevada's School Wellness Policy Requirements

1. Advisory Group/School Wellness Committee

LEAs must establish a diverse team made up of committed school and community stakeholders, commonly referred to as the school wellness committee. This group is responsible for assessing the needs of the LEA and developing a policy that meets the operational realities of the LEA. This policy, commonly known as the School Wellness Policy, should aim to work toward improved health and wellness outcomes for schoolchildren.

The school wellness committee must meet at a minimum twice a year to review and update the LSWP, as needs change, goals are met, new information emerges and the annual review is completed.

Each school wellness committee should strive to include representatives from the following categories to participate in the development, implementation and periodic review and update of the LSWP including, but not limited to, parents, students, representatives of the school food authority, teachers of physical education, school health professionals, the school board, school administrators and the public.

LEAs will determine incentives and/or penalties for school compliance with their LSWP.

2. Wellness Policy Coordinator

A wellness policy coordinator must be identified at the district and/or school level. This person is responsible for implementation, oversight and tracking of the LSWP. The wellness policy coordinator shall fully understand the LSWP requirements, should be able to facilitate the development and implementation of the LSWP, and should have the authority and responsibility to ensure that each school complies with the policy.

The LEA must designate at the district and/or school level, the position(s) responsible for reporting the status of policy implementation annually. The LEA must inform the NDA of the name(s), position(s) and contact information for the person(s) responsible for the oversight of the LSWP at the district and/or school level by Sept. 30 of each school year. If the designated wellness policy coordinator changes, the LEA must notify NDA within 60 days.

3. Recordkeeping

LEAs must retain basic records demonstrating compliance with the LSWP and must include the following documentation:

- A written and publicly available LSWP;
- Compliance with the requirements of advisory group representation and triennial assessment of the LSWP;
- Annual LSWP progress reports for each school under the jurisdiction;
- Documentation of foods sold at each school and proof of compliance with Smart Snack requirements (copies of food labels, calculator, etc.);

- Compliance with public notification which includes: The website address for the LSWP and/or how the public can receive/access a copy of the LSWP;
- Documentation demonstrating compliance with community involvement including advisory group/wellness committee meetings and outreach, and a description of each school's progress in meeting the local school wellness goals;
- A summary of each school's events or activities related to LSWP implementation;
- The name, position(s)/title, and contact information of the designated wellness policy coordinator at the district and/or school level; and
- Information on how individuals and the public can get involved with the advisory group.

4. School Wellness Policy Goals

LEAs must select, measure and report progress for at least one goal from each of the following categories:

- Nutrition promotion and education;
- Physical activity; and/or
- All other school-based activities that promote student wellness.

5. Incentives and Rewards

LEAs are strongly encouraged to utilize nonfood based forms of incentives or rewards. LEAs using food as an incentive or reward are required to use food awards that are in alignment with the Smart Snacks Nutrition Standards. Any food or beverage available during the school day shall not be withheld as a punishment for any reason.

6. Fundraising

All items sold to students on the school campus during the school day for fundraising initiatives must meet the Smart Snacks Nutrition Standards; there are no exemptions or exceptions. Fundraiser exemptions may be allowed if it is a part of a curriculum-based activity. These exemptions must be submitted for prior approval according to LEA policy.

7. Special Occasions

Each LEA must establish a policy that outlines which special occasions or holidays and the frequency that foods that exceed the established nutrition parameters may be allowed. Below are some instances to consider:

- In observance of state or national holidays;
- For established observances such as Christmas, Hanukah, and Kwanzaa;
- For School Community observances, such as birthday parties as part of a learning experience related to the reinforcement of established lesson plans in the classroom.

It is recommended that food be commercially prepared to minimize risks of food-borne illnesses and to avoid known food allergens.

The sale of foods as part of a business enterprise or fundraising activity is not allowed unless the food item(s) meet the Smart Snacks Nutrition Standards.

8. Revenue

LEAs must identify how they will track revenue from the sale of food on the school campus during the school day by one or both of the following methods.

- **Federal Standard:** All revenue from the sale of non-program foods purchased with funds from the non-profit school food service account shall accrue to the non-profit school food service account of the participating school food authority.
- **Nevada Revised Statute (NRS):** Each school's wellness policy shall include guidelines for revenue accounting, in accordance with NRS 233B.050, or in accordance with established LEA rules of practice.

9. Meal Consumption

It is the intent of this policy to allow each student adequate time to eat their meals; therefore, time spent acquiring the meal is not included in the time to consume the meal.

Each LEA shall:

- Provide at least 15 minutes for each student to consume the breakfast meal (providing the school offers breakfast); and
- Provide at least 20 minutes for each student to consume the lunch meal.

10. Physical Activity

Schools must provide the opportunity for moderate to vigorous physical activity, as defined by the [Centers for Disease Control and Prevention \(CDC\)](#), for at least 30 minutes during each regular school day. It is recommended that students be given physical activity opportunities for periods of 10 minutes at a minimum. Passing periods do not qualify as physical activity time.

Teachers, school personnel and community personnel shall not use physical activity or withhold opportunities for physical activity, e.g. recess, physical education, etc. as punishment.

11. Recess Before Lunch

Recess before lunch is recommended but is left to the discretion of the LEA.

12. Marketing

Only marketing consistent with Smart Snacks Nutrition Standards is allowed on the school campus. This includes any advertising and other promotions on the school campus during the school day (oral, written or visual). LEAs must identify and eliminate all marketing and advertising on school property that does not currently meet the Smart Snacks Nutrition Standards as leases, agreements or contracts are renewed or items are replaced.

13. Specific Nutrient Standards for Food and Smart Snacks

All foods and beverages available for sale or given away to students on the school campus during the school day must meet the minimum nutritional standards. These food standards apply to all grade levels unless otherwise specified.

To be allowable a snack or entrée must meet the general nutrition standards:

- Be a grain product containing >50% whole grains by weight or whole grains listed as the first ingredient on the food label;
- The first ingredient on the food label is one of the non-grain main food groups: fruit, vegetable, dairy or protein foods;
- A combination food that contains at least 1/4 cup of fruit and/or vegetable;
- If water is the first ingredient, the second ingredient must meet one of the above criteria.

In addition to the above standards, the food must meet the nutrient standards for calories, sodium, fat and total sugars:

| Nutrient | Entree | Snack |
|---------------|---------------------------|---------------------------|
| Calories* | 350 calories or less | 200 calories or less |
| Sodium | 480 mg or less | 200 mg or less |
| Total Fat | 35% of calories or less | 35% of calories or less |
| Saturated Fat | Less than 10% of calories | Less than 10% of calories |
| Trans Fat | 0 grams | 0 grams |
| Total Sugars | 35% by weight or less | 35% by weight or less |

**Calories are per item served and include any accompaniments (condiments, toppings, etc.)*

14. Beverages

Allowable beverages vary by grade level and container size. There are no restrictions on the sale of any allowable beverages at any grade level during the school day anywhere on the school campus.

Beverages for all grades:

- **Water:** Plain, no size limit.
- **Flavored Water:** Zero calories carbonated or uncarbonated, no added sugar or sweeteners (artificial or otherwise).

Allowable sizes by age/grade group are: ≤8 fl. oz. per serving for elementary school, ≤12 fl. oz. per serving for middle school and high school.

- **Milk**– Unflavored or flavored, unflavored low-fat, or flavored non-fat milk.
Allowable sizes by age/grade group are: ≤8 fluid ounce (fl. oz.) per serving for elementary school, ≤12 fl. oz. per serving for middle school and high school.
- **Juice**– 100% fruit and/or vegetable juice, 100% juice diluted with plain water (no added sweeteners), 100% fruit and/or vegetable juice may be carbonated or uncarbonated.

Allowable sizes by age/grade group are: ≤8 fl. oz. per serving for elementary school, ≤12 fl. oz. per serving for middle school and high school.

It is recommended that juice be sold in smaller serving sizes: 4-6 fl. oz. servings for elementary school and 8 fl. oz. servings for middle and high school.

High School Only: Other allowable beverages must meet nutrition standards below:

- Calorie-free beverages: ≤20 fl. oz./serving;
- Low or no calorie beverages: ≤20 fl. oz./serving; <10 calories per 20 fl. oz. or <5 calories per 8 fl. oz.;
- Lower-Calorie Beverages: ≤12 fl. oz./serving; ≤60 calories per 12 fl. oz., ≤40 calories per 8 fl. oz.

All other beverages are unallowable including: soda, pop, soft drinks, juice cocktail or other juice flavored drinks, and any beverage that exceeds size or calorie limits.

| Beverage | Elementary School | Middle School | High School |
|--|-------------------|---------------|---------------|
| Plain water | No Size Limit | No Size Limit | No Size Limit |
| Flavored water (0 calories, No sweeteners) | ≤ 8 fl. oz. | ≤ 12 fl. oz. | ≤ 20 fl. oz. |
| Low-fat milk, unflavored* | ≤ 8 fl. oz. | ≤ 12 fl. oz. | ≤ 12 fl. oz. |
| Non-fat milk, unflavored or flavored* | ≤ 8 fl. oz. | ≤ 12 fl. oz. | ≤ 12 fl. oz. |
| 100% fruit/vegetable juice** | ≤ 8 fl. oz. | ≤ 12 fl. oz. | ≤ 12 fl. oz. |
| Low/No calorie beverages <5 calories/8oz.; <10 calories/20 oz. | N/A | N/A | ≤ 20 fl. oz. |
| Lower calorie beverages ≤40 calories/8oz.; ≤60 calories/12oz. | N/A | N/A | ≤ 12 fl. oz. |

15. Caffeine

All foods and beverages in elementary school and middle school must be caffeine-free, except for trace amounts of naturally occurring caffeine substances (e.g., chocolate milk). It is recommended that no caffeine be allowed, however, caffeine is permitted at the high school level at the discretion of the LEA.

16. Chewing Gum

Sugar-free chewing gum is exempt from all competitive food standards and may be sold to students at the discretion of the LEA.

Definitions

Carbonated Beverage - A class of beverages that bubble, fizz or are effervescent. These include beverages that are aerated or infused.

Combination Food - Products that contain two or more components representing two or more of the recommended food groups: fruit, vegetable, dairy, protein or grains.

Competitive Food - All food and beverages other than meals reimbursed available for sale to students on the School Campus during the School Day.

Fundraisers - The sale of items for monetary gain intended for consumption during the school day.

Local Educational Agency (LEA) - The authority responsible for the administrative control of public or private nonprofit educational institutions within a defined area of the state. For example: A school district or state sponsored charter school.

Local School Wellness Policy (LSWP) - The policy that applies to your LEA which supports a school environment that promotes sound nutrition and student health, reduces childhood obesity, and provides transparency to the public on school wellness policy content and implementation.

Marketing - Advertising and other promotions in schools. Includes oral, written or graphic statements made for the purpose of promoting the sale of a food or beverage product made by the producer, manufacturer, seller or any other entity with a commercial interest in the product.

Moderate to Vigorous Physical Activity - Physical activities done at an intensity that increases children's heart and breathing rates above normal. For example: A child walking to school is a moderate activity; running and chasing others during a tag game is vigorous activity.

Non-program Food - Food sold in schools during the school day at any time or location on the school campus other than reimbursable meals.

Physical Activity - Bodily movement produced by the contraction of skeletal muscle that increases a person's energy expenditure above a basal level.

School Campus - All areas of the property under the jurisdiction of the school that are accessible to students during the school day.

School Day - The period from midnight before to 30 minutes after the end of the official school day.

School Food Authority (SFA) - The entity that is legally responsible for the operations and administration of the local school nutrition programs.

School Property - All areas of the school campus including those that are owned or leased by the school and used at any time for school-related activities such as the school building, areas adjacent to the school building, school buses or other vehicles used to transport students, athletic fields or stadiums, or parking lots.

Smart Snacks Nutrition Standards - A part of the Healthy Hunger-Free Kids Act of 2010 that provides science-based nutrition standards for all foods and beverages sold to students in school during the school day.

Sweeteners – Sweeteners or sugar substitutes, such as aspartame, sucralose and stevia-derived substances, are ingredients used to sweeten and in some cases enhance the flavor of foods.

Resources

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

<https://www.fns.usda.gov/tn/local-school-wellness-policy>

<https://fns-prod.azureedge.us/sites/default/files/resource-files/smartsnacks.pdf>

<https://www.fns.usda.gov/tn/local-school-wellness-policy-outreach-toolkit>

<https://www.federalregister.gov/documents/2016/07/29/2016-17230/local-school-wellness-policy-implementation-under-the-healthy-hunger-free-kids-act-of-2010>

<https://www.federalregister.gov/documents/2016/12/22/2016-30861/local-school-wellness-policy-implementation-under-the-healthy-hunger-free-kids-act-of-2010>

<https://www.fns.usda.gov/cn/usda-proposes-standards-provide-healthy-food-options-schools-questions-answers>