Descriptor	Descriptor Code:	Issued Date:
FOOD AND NUTRITION SERVICES MANAGEMENT	705	**September 13, 2006**
	Rescinds: **610, 705, & 705.1**	**Issued:**

BOARD POLICY 705

The need for schools and communities to recognize the health and educational benefits of healthy eating and proper nutrition are recommended at all participating institutions that serve our island's school children. The establishment of local policies that create supportive, nutritious environments in schools provide students with the skills, opportunities, and encouragement needed to adopt healthy eating patterns. Therefore, as we progress in promoting healthy life-styles to our students and their families, the following policy and guidelines in the area of Nutrition and Food Service Operations shall be in effect:

The Guam Department of Education's ("GDOE") Superintendent, as the Chief School State Officer, shall seek to maintain participation in the United States Department of Agriculture, Food and Nutrition Service (USDA, FNS) Programs in accordance with the *"Child Nutrition and WIC Reauthorization Act of 2004"* (U.S. P.L. 108 265) for all institutions, public and private, that participate in the Child Nutrition Programs and Food Distribution Programs. These Programs shall be supported by the Food and Nutrition Services Management Division (FNSMD), which serves as the office that ensures all schools and child care centers that participate in the Child Nutrition Programs (CNP) on Guam are compliant with USDA regulations. The FNSMD Administrator shall be held accountable for the effective support of the aforementioned programs. The Programs, as they apply at the school level, shall be held under the direct supervision of the Principal.

GDOE shall ensure the following regulations, as revised from time to time, are adhered and uniformly implemented in accordance with the respective Programs:

- Healthy, Hunger-Free Kids Act of 2010, Pub. L. No. 111-296 (2010)
- National School Lunch Program 7 CFR Chapter II, Part 210
- School Breakfast Program 7 CFR, Chapter II, Part 220
- Summer Food Service Program 7 CFR, Chapter II, Part 225
- Child and Adult Care Food Program 7 CFR, Chapter II, Part 226
- Smart Snacks Nutrition Standards for All Foods Sold in School, 81 FR 50132
- Nutrition Education and Training Program 7 CFR, Chapter II, Part 227
- State Administrative Expense Program 7 CFR, Chapter II, Part 235
- Cash in Lieu of Donated Food Program 7 CFR, Chapter II, Part 240
- Determining Eligibility for Free and Reduced-Price Meals and Free Milk in Schools 7 CFR, Chapter II, Part 245
- Donation of Foods for use in the U.S., its Territories and Possessions, and areas under its Jurisdiction 7 CFR, Chapter II, Part 250

- United States Department of Agriculture (USDA) Food and Nutrition Service (FNS) Special Policy Memos as amended and updated

GUAM DEPARTMENT OF EDUCATION SCHOOLS

In order to support the school's nutrition and food services' operation as an essential partner in the educational mission of the district and its role in the district's comprehensive wellness program, School Administrators and all school staff, in collaboration with the Food & Nutrition Services Management Division (FNSMD), shall encourage all students to participate in the schools' Child Nutrition Programs Breakfast, Lunch, Childcare, and After School Snacks meals; provide a variety of healthy food choices consistent with the applicable Dietary Guidelines for Americans[1] and Smart Snacks nutritional standards for foods sold in schools[2]; and provide adequate time and comfort to eat meals in a pleasant and safe environment.

Schools shall provide appropriate supervision, enforce safe behavior, avoid overcrowded seating, and schedule recess prior to lunch for elementary students.

Schools shall encourage the integration of food and nutrition into educational activities that reflect cultural traditions, history, and celebrations, and promote healthful, developmentally appropriate, and culturally relevant food-centered learning experiences, including taste testing, school gardens, farm-to-school activities, and kitchen classrooms.

Schools shall encourage students in Pre-K through Grade 12 to establish an instruction garden of sufficient size to provide students with experiences in planting, harvesting, preparation, serving and tasting foods, and utilizing these foods in kitchen classrooms and cafeterias based upon availability and acceptability.

GUAM DEPARTMENT OF EDUCATION CAFETERIAS AND NUTRITIONAL CONTENT OF FOODS AND BEVERAGES

GDOE Cafeterias

Any student may eat in the school cafeteria, dining hall, or other designated meal area on campus.

All foods & beverages prepared and distributed for student consumption as part of the Child Nutrition Programs (CNP) Breakfast, Lunch, Childcare, and After-School Snacks meals shall be prepared by the GDOE food service management company

[1] USDA SP Memo 02-2026 Dietary Guidelines for Americans, 2025-2030.
[2] Smart Snacks Nutrition Standards for All Foods Sold in School, 81 FR 50132

(FSMC) or GDOE-operated cafeteria, and procured from a United States Food and Drug Administration approved source or GDOE approved source[3].

Promotion of Nutrition and Nutritious Environment

GDOE-operated cafeterias, cafeterias serviced by the Food Service Management Company (FSMC), and all food service staff shall promote good nutrition and healthy eating by serving healthy meals that meet U.S. Dietary Guidelines, Smart Snacks Nutrition Standards, and all meal pattern requirements, to include meal components, quantities, and nutritional standards[4], for all meals served as part of CNP school meals.

All GDOE schools, School Food Authorities, and the FNSMD shall reinforce the promotion of CNP school meals through nutrition education and activities in classrooms, such as nutrition education curriculum, decorations, special promotions, and quarterly themes. GDOE cafeterias shall promote food centered activities that are healthful, enjoyable, developmentally appropriate, culturally relevant, and participatory such as contests, promotions, taste testing, farm visits, school gardens and kitchen classrooms... i.e. National School Lunch and Breakfast Week, National Nutrition Month, etc.

Milk

To ensure that our students receive a variety of whole, reduced-fat (2%), low-fat (1%), and fat-free fluid milk, lactose-free fluid milk, and non-dairy beverages that are equivalent to fluid milk and meet the USDA nutritional standards for fluid milk substitutes[5], schools shall include a half pint disposable container of milk with every Child Nutrition Program meal served. White or unflavored, chocolate, strawberry, and vanilla fluid milk must, at a minimum, meet USDA Fluid Milk requirements and be approved by the US Food & Drug Administration Pasteurized Milk Ordinance, be pasteurized, and must contain Vitamins A & D at levels specified by the U.S. Food and Drug Administration[6].

Access to Safe Drinking Water

Students and staff will have access to safe, fresh drinking water throughout the school day. Schools must make drinking water available and accessible, without restriction, to students at no charge in the place(s) where program meals are served[7].

Plain bottled water and 100% juice may be sold at any time.

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[3] USDA Memo SP 23-2024 Buy American Provisions Related to the Final Rule Titled *Child Nutrition Programs: Meal Patterns Consistent With the 2020-2025 Dietary Guidelines for Americans.*

[4] 7 CFR 210.10 (NSLP meal requirements), 220.8 (SBP meal requirements), and 226.20 (CACFP meal requirements).

[5] USDA SP Memo 01-2026 Whole Milk for Healthy Kids Act of 2025 – Implementation Requirements for the National School Lunch Program.

[6] 7 CFR 210.10(d): Fluid Milk Requirements.

[7] 7 CFR 210.10(a)(1)(i) Water; 7 CFR 220.8(a)(1) General nutrition requirements.

Family and Community Involvement

To promote family and community engagement in school nutrition, physical education, physical fitness, and growth screening, the School Administrator shall ensure that opportunities for nutrition and physical fitness education, school menus, and other wellness resources are made available to parents and the community, and that foods served at school provide sufficient nutrition information to support informed choices.

Parents are encouraged to support their child's participation in the Department's Child Nutrition Programs or, if meals are provided from home, to offer foods and beverages that align with the Dietary Guidelines for Americans or Smart Snacks standards.

Schools shall encourage family participation in nutrition-, physical activity-, and growth-related learning opportunities, including student exhibits and take-home activities that reinforce wellness education.

Staff Development and Training

Staff development and training opportunities in the area of nutrition, nutrition education, and food safety shall be provided by the FNSMD annually and upon request to all food and nutrition services staff and applicable district personnel.

Compliance with Federal Regulations

GDOE shall ensure full compliance with all federal regulations governing all Child Nutrition Program Meals, including, but not limited to, all provisions listed above. In accordance with 7 CFR 210 Subpart F and related federal regulations, failure to comply with program requirements may result in withholding of federal reimbursement payments, suspension or termination of participation in federal Child Nutrition Programs, penalties, and/or further legal or administrative actions as permitted under federal law [8].

USDA nutrition standards apply to all foods and beverages available to students on the school campus during the school day. However, in recognition of the tradition of school fundraisers, the HHFKA provides flexibility for special exemptions for the purpose of conducting infrequent school fundraisers in which foods and beverages that do not meet the nutrition standards for Smart Snacks may be sold. Section 210.11(b)(4) of the interim final rule specifies that such specially exempted fundraisers must not take place more often than the frequency specified by the State Agency. The law requires that the State Agency must set an upper limit on the number of fundraisers that would be allowed. The State Agency may not delegate the authority to specify exempt fundraiser frequency to the local educational agency (LEA), or to school food authorities (SFA). This approach supports the intent of the HHFKA and the Smart

[8] CFR 210 Subpart F – Additional Provisions.

Snacks nutrition standards to ensure the development of a healthier school environment[9].

The State Agency has the discretion and flexibility to establish procedures by which schools may request for review and approval of all foods and beverages sold or offered to students on the school campus during the school day. *(See GDOE SOP #1700-019).*

The FNSMD shall work with School Administrators to promptly identify and address any deficiencies and required corrective actions. GDOE recognizes that ongoing compliance is essential to ensure program participation, funding, and support for student health and wellness.

Superintendent Authority Over Operational Procedures for School Wellness

The Superintendent of Education, in consultation with the FNSMD Administrator, shall have the authority to review, approve, and implement all procedures related to local school wellness operations. This authority shall include, but is not limited to, the sale, provision, and distribution of foods and beverages on school premises during the school day[10], procedures governing procurement, food availability and marketing, vending operations, non-student meals and beverages, and fundraising activities involving foods and beverages to ensure compliance with all local and federal regulations and nutritional standards[11]. All School Administrators shall adhere to the operating procedures approved by the Superintendent, and no operational changes in these areas shall be enacted.

Local School Wellness Advisory Council

A Local School Wellness Advisory Council, appointed by the Superintendent of Education, shall be responsible for advising and making recommendations to the Superintendent on nutrition, nutrition education, physical fitness, physical education, and Growth Screening recommendations and requirements. The Council shall consist of parents, students, school administrators, teachers, and industry professionals. The Advisory Council shall be chaired by the Food and Nutrition Services Management Division (FNSMD) Administrator.

The FNSMD Administrator shall annually review the Local School Wellness Policy to determine necessary updates to ensure continued compliance with applicable local and federal requirements. The FNSMD Administrator shall work with the Advisory Council to conduct an assessment of policy implementation every three years using an evidence-based wellness policy assessment tool. This triennial progress report shall inform updates to the Local School Wellness Policy and will be shared with the school community.

[9] USDA SP Memo 36-2014 - Smart Snacks Nutrition Standards and Exempt Fundraisers
[10] 7 CFR 210.11(a)(5) Competitive food service and standards.
[11] 7 CFR 210.11(b) General requirements for competitive food; USDA-FNS 81 FR 50132.

All schools shall promote this policy and all other related procedures to faculty, staff, parents, and students. Copies shall be posted on the Department's website.

ADOPTED: Board of Education 04/23/83
AMENDED: 01/06/95; 08/10/05, 09/13/06, 9/24/15, 02/24/16, 05/19/2026