



VIRGINIA REGISTER OF REGULATIONS

PRINTING REGULATION TEXT

Using the "Create Report" feature:

The **Create Report** feature allows the user to gather all requested documents into an html or Word document for review as follows:

1. From the Project Details page click on the **Create Report** dropdown menu to view a list of documents.



2. Select the type of document you want to generate then click **Create Report**. The system generates the document in html.



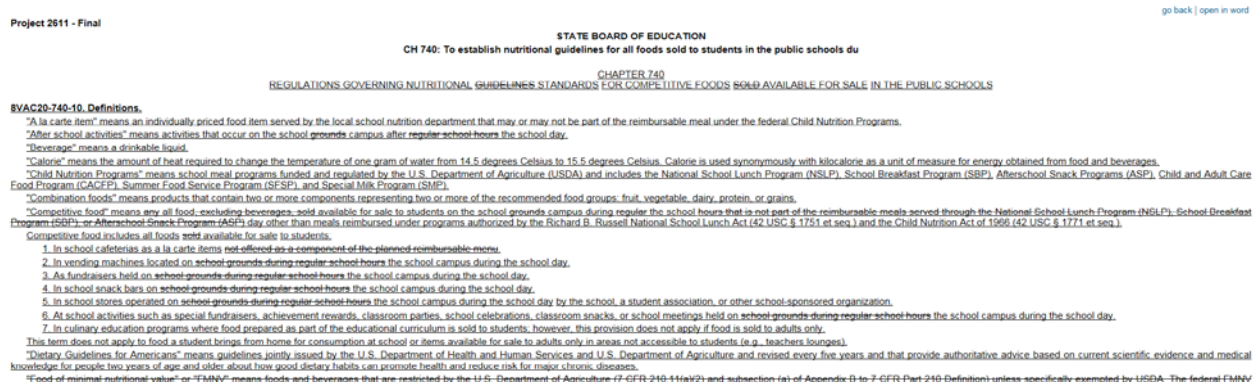
3. Click on the **open in word** link in the top right corner to open the file as a Word document that can be saved to your hard drive and printed. (Or you can print directly from the screen using the print icon.)



*Note: Format changes like margins, headers, and page numbers can be made as desired for internal review or board approval purposes. Any changes made in the Word document will not be part of the official data fields, so desired changes will have to be made in the individual VAC sections of the RIS project.

The following describe the types of documents that can be generated using Create Reports.

a. **Sections:** Creates a document with all of the sections in the project displayed from end to end in one document for review in a single-spaced format.



b. Sections (Resolved): Creates a document with all of the sections in the project displayed from end to end in one document with stricken text removed and text that is underscored changed to plain text. This is how the text will appear when the project becomes final.

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Project 2611 - Final

STATE BOARD OF EDUCATION
CH 740: To establish nutritional guidelines for all foods sold to students in the public schools du

CHAPTER 740
REGULATIONS GOVERNING NUTRITIONAL STANDARDS FOR COMPETITIVE FOODS AVAILABLE FOR SALE IN THE PUBLIC SCHOOLS

8VAC20-740-10. Definitions.

"A la carte item" means an individually priced food item served by the local school nutrition department that may or may not be part of the reimbursable meal under the federal Child Nutrition Programs.

"After school activities" means activities that occur on the school campus after the school day.

"Beverage" means a drinkable liquid.

"Calorie" means the amount of heat required to change the temperature of one gram of water from 14.5 degrees Celsius to 15.5 degrees Celsius. Calorie is used synonymously with kilocalorie as a unit of measure for energy obtained from food and beverages.

"Child Nutrition Programs" means school meal programs funded and regulated by the U.S. Department of Agriculture (USDA) and includes the National School Lunch Program (NSLP), School Breakfast Program (SBP), Afterschool Snack Programs (ASP), Child and Adult Care Food Program (CACFP), Summer Food Service Program (SFSFP), and Special Milk Program (SMP).

"Combination foods" means products that contain two or more components representing two or more of the recommended food groups: fruit, vegetable, dairy, protein, or grains.

"Competitive food" means all food available for sale to students on the school campus during the school day other than meals reimbursed under programs authorized by the Richard B. Russell National School Lunch Act (42 USC § 1751 et seq.) and the Child Nutrition Act of 1966 (42 USC § 1771 et seq.).

Competitive food includes all foods available for sale to students:

1. In school cafeterias as a la carte items.
2. In vending machines located on the school campus during the school day.
3. As fundraisers held on the school campus during the school day.
4. In school snack bars on the school campus during the school day.
5. In school stores operated on the school campus during the school day by the school, a student association, or other school-sponsored organization.
6. At school activities such as special fundraisers, achievement rewards, classroom parties, school celebrations, classroom snacks, or school meetings held on the school campus during the school day.
7. In culinary education programs where food prepared as part of the educational curriculum is sold to students, however, this provision does not apply if food is sold to adults only.

This term does not apply to food a student brings from home for consumption at school or items available for sale to adults only in areas not accessible to students (e.g., teachers lounges).

"Dietary Guidelines for Americans" means guidelines jointly issued by the U.S. Department of Health and Human Services and U.S. Department of Agriculture and revised every five years and that provide authoritative advice based on current scientific evidence and medical knowledge for people two years of age and older about how good dietary habits can promote health and reduce risk for major chronic diseases.

"Entree item" means an item that is either (i) a combination food of meat or meat alternate and whole grain rich food; (ii) a combination food of vegetable or fruit and meat or meat alternate; or (iii) a meat or meat alternate alone with the exception of yogurt, low-fat or reduced fat cheese, nuts, seeds, and nut or seed butters, and meat snacks (e.g., dried beef jerky).

"Fundraiser" means a school-sponsored activity where food or non-food items are sold on the school campus during regular school hours by the school-sponsored organization to raise money for a school-related program or activity. One fundraiser is defined as one or more fundraising activities by one or more school-sponsored organizations that last one school day.

"Fundraising Exemption" means an exception that allows the sale of food or beverages by a school-sponsored organization on the school campus during regular school hours, that do not meet the nutrition standards established in this regulation and items that do not meet the United States Department of Agriculture's Smart Snacks in Schools regulation. Fundraisers that sell non-food items, or that sell foods or beverages that meet the nutrition standards, are not subject to these regulations.

"Obesity" means obesity in children and adolescents referring to the age-specific, and sex-specific body mass index (BMI) that is equal to or greater than the 95th percentile of the BMI charts of the Centers for Disease Control and Prevention (CDC).

c. Sections (Double spaced): Creates a document with all of the sections in the project in a double-spaced format.

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Project 2611 - Final

STATE BOARD OF EDUCATION
CH 740: To establish nutritional guidelines for all foods sold to students in the public schools du

CHAPTER 740
REGULATIONS GOVERNING NUTRITIONAL GUIDELINES STANDARDS FOR COMPETITIVE FOODS SOLD AVAILABLE FOR SALE IN THE PUBLIC SCHOOLS

8VAC20-740-10. Definitions.

"A la carte item" means an individually priced food item served by the local school nutrition department that may or may not be part of the reimbursable meal under the federal Child Nutrition Programs.

"After school activities" means activities that occur on the school grounds campus after regular school hours the school day.

"Beverage" means a drinkable liquid.

"Calorie" means the amount of heat required to change the temperature of one gram of water from 14.5 degrees Celsius to 15.5 degrees Celsius. Calorie is used synonymously with kilocalorie as a unit of measure for energy obtained from food and beverages.

"Child Nutrition Programs" means school meal programs funded and regulated by the U.S. Department of Agriculture (USDA) and includes the National School Lunch Program (NSLP), School Breakfast Program (SBP), Afterschool Snack Programs (ASP), Child and Adult Care Food Program (CACFP), Summer Food Service Program (SFSFP), and Special Milk Program (SMP).

"Combination foods" means products that contain two or more components representing two or more of the recommended food groups: fruit, vegetable, dairy, protein, or grains.

"Competitive food" means any all food, excluding beverages, sold available for sale to students on the school grounds campus during regular the school hours that is not part of the reimbursable meals served through the National School Lunch Program (NSLP), School Breakfast Program (SBP), or Afterschool Snack Program (ASP) day other than meals reimbursed under programs authorized by the Richard B. Russell National School Lunch Act (42 USC § 1751 et seq.) and the Child Nutrition Act of 1966 (42 USC § 1771 et seq.).

Competitive food includes all foods sold available for sale to students:

1. In school cafeterias as a la carte items not offered as a component of the planned reimbursable meals.
2. In vending machines located on school grounds during regular school hours the school campus during the school day.
3. As fundraisers held on school grounds during regular school hours the school campus during the school day.
4. In school snack bars on school grounds during regular school hours the school campus during the school day.
5. In school stores operated on school grounds during regular school hours the school campus during the school day by the school, a student association, or other school-sponsored organization.

d. Sections (With Notes): Creates a document with all of the sections in the project displayed from end to end in one document with the Statutory Authority and Historical Notes appended to each section.

"Trans fat" means food items containing vegetable shortening, margarine, or any partially hydrogenated vegetable oil unless the label required on the food, pursuant to applicable federal and state law, lists the trans fat content as less than 9.5 zero grams per serving.

"Wellness policy" means a policy required for public schools participating in a nutrition program authorized by the Richard B. Russell National School Lunch Act (42 USC § 1751 et seq.) or the Child Nutrition Act of 1966 (42 USC § 1771 et seq.) that meets minimum standard designed to support school environments that promote student wellness.

"Whole grains" means grains that are made with enriched and whole grain meal or flour in accordance with the most recent grains guidance from the U.S. Department of Agriculture Food and Nutrition Service.

"Whole-grain rich" means products that contain at least 50% whole grains and the remaining grains in the product must be enriched.

§ 22.1-207.4 of the Code of Virginia

Historical Notes
Derived from Virginia Register Volume , Issue , eff. Month dd, yyyy.

8VAC20-740-20. Applicability.

A. This regulation chapter shall apply to all public school divisions, public schools, and public school food authorities (SFAs) in the Commonwealth of Virginia.

B. This regulation chapter, unless otherwise provided in this chapter, its provisions, shall not apply to beverages.

C. This regulation chapter shall apply to the nutritional content of food items, excluding beverages, sold available for sale to students on the school grounds campus of any public school during regular school hours, and other public SFAs such as residential child care institution during the school day. It shall include apply to:

1. Foods sold available for sale to students in vending machines.
2. Foods sold available for sale to students as a la carte items in the school cafeteria.
3. Foods sold available for sale to students at snack bars and stores operated by the school, a student association, or other school-sponsored organization.
4. Foods sold available for sale to students at school activities such as fundraisers.
5. Foods available for sale to students by culinary or other educational programs.

D. This regulation chapter shall not apply to the nutritional content of foods and beverages:

1. Provided through the National School Lunch, School Breakfast, and Afterschool Snack programs, as regulated by 7-GER Part 210 and 7-GER Part 220 as meals reimbursed under programs authorized by the Richard B. Russell National School Lunch Act (42 USC § 1751 et seq.) and the Child Nutrition Act of 1966 (42 USC § 1771 et seq.).
2. Sold Available for sale at snack bars, concession stands, or athletic events after regular school hours the school day.
3. Sold Available for sale either during intermission or immediately before or after athletic events scheduled after the school day.
4. Sold Available for sale for school-related fundraising activities that take place off the school grounds campus [or for exempt fundraisers as outlined in section 8VAC20-740-35 of this regulation].
5. Sold Available for sale during activities that take place after regular school hours the school day, such as clubs, yearbook, band and choir practice, student government, drama, sports practices, interscholastic sporting events, school plays, and band concerts.
6. Available for sale to adults only in areas not accessible to students.

E. The requirements of this chapter supplement 8VAC20-290 and 8VAC20-580, which remain in effect.

Statutory Authority
§ 22.1-207.4 of the Code of Virginia

Historical Notes
Derived from Virginia Register Volume , Issue , eff. Month dd, yyyy.

e. **Transmittal Sheet:** Creates a copy of the transmittal sheet that was filed with the Registrar of Regulations. You can print from this screen by clicking print in the upper right hand corner.

| | | |
|--|---|--|
| VA.R. Document Number: R11-2011 | | go back 1 print |
| Chapter No. | Chapter Title | §§ affected |
| 8VAC20-740 | REGULATIONS GOVERNING NUTRITIONAL GUIDELINES FOR COMPETITIVE FOODS SOLD IN THE PUBLIC SCHOOLS | Add 8VAC20-740, 8VAC20-740-12, 8VAC20-740-20, 8VAC20-740-25, 8VAC20-740-35, 8VAC20-740-35, 8VAC20-740-40 |
| Date/Time Filed with Registrar of Regulations | Virginia Register Publication Information | |
| 2016-03-24 09:20 am | Volume/Issue: 32:17 | |
| Transmittal Sheet: Proposed Action on Regulations | | |
| Regulatory Coordinator: | Melissa Luchau (804)225-2924 melissa.luchau@doe.virginia.gov susan.b.williams@doe.virginia.gov | |
| Promulgating Agency: | State Board of Education | |
| Chapter Affected: | 8VAC 20 - 740 | |
| Action Title: | Regulations Governing Nutritional Guidelines for Competitive Foods Sold in Virginia Public Schools | |
| Statutory Authority: | CH 740: To establish nutritional guidelines for all foods sold to students in the public schools during the regular school day State SB 114 (2010) enacted on April 12, 2010, as Chapter 718 and codified as Section 22.1-207.4, Code of Virginia. Federal: N/A | |
| Is a public hearing planned for the stage? Yes | No public hearings currently scheduled | |
| Public Hearing Date: | May 18, 2016 | |
| Public Comment Deadline: | The NOIRA was previously published on 11/22/2010 | |
| Previously Published: | Register Issue: Volume: 27:6 | |
| Incorporated by reference? No | Yes | |
| Agency Contact: | Mrs. Catherine Diglio-Grimes Director of School Nutrition Programs (804)225-2074 | |
| Telephone: | 0 | |
| Fax: | Catherine.Diglio-Grimes@doe.virginia.gov | |
| Contact Address: | Department of Education P.O. Box 2120 Richmond, VA 23218 | |
| APA Compliance: | This regulation has been adopted in accordance with the Administrative Process Act. | |
| Publish small business impact report of findings? | No | |
| Certification: | Certified pursuant to § 2.2-4103 of the Code of Virginia. | |
| VA.R. Document Number | | go back 1 print |
| Chapter No. | Chapter Title | §§ affected |
| Date/Time Filed with Registrar of Regulations | | Virginia Register Publication Information |
| | | Volume/Issue: |

*Note: If you are a non-Town Hall agency, use this report to generate the Transmittal Sheet to fill in so that you can submit the project to the Registrar's Office. After the project has been submitted, you can view and print the Transmittal Sheet using instructions provided.

f. **Petition sheet:** Creates a copy of the Petition for Rulemaking sheet that was filed with the Registrar of Regulations.

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|--|---|---|
| 3/10/2017 3:20 pm | | VA.R. Document Number: R_____ |
| Date / Time Filed with the Registrar of Regulations | | Virginia Register Publication Information |
| Transmittal Sheet: Response to Petition for Rulemaking | | |
| <input type="checkbox"/> Initial Agency Notice <input checked="" type="checkbox"/> Agency Decision | | |
| Promulgating Board: Board of Dentistry | | |
| Regulatory Coordinator: | Elaine J. Yeatts (804)367-4688 elaine.yeatts@dhp.virginia.gov | |
| Agency Contact: | Sandra Reen Executive Director (804)367-4437 sandra.reen@dhp.virginia.gov | |
| Contact Address: | Department of Health Professions 9960 Mayland Drive Suite 300 Richmond, VA 23233 | |
| Chapter Affected: | 18 vac 60 - 21 | |
| 18 vac 60 - 21: | Regulations Governing the Practice of Dentistry | |
| Statutory Authority: | State: Chapters 24 and 27 of Title 54.1 Federal: None applicable | |
| Date Petition Received: | 11/09/2016 | |
| Petitioner: | Rodney S. Mayberry, DDS | |
| Petitioner's Request: | To amend 18VAC60-21-80: Publishing an advertisement that contains a false claim of professional superiority, contains a claim to be a specialist, or uses any terms to designate a dental specialty unless he is entitled to such specialty designation under the guidelines or requirements for specialties approved by the American Dental Association (Requirements for Recognition of Dental Specialties and National Certifying Boards for Dental Specialists, November 2013), or such guidelines or requirements as subsequently amended. | |
| Agency Plan: | The petition will be published on December 12, 2016 in the Register of Regulations and also posted on the Virginia Regulatory Townhall at www.townhall.virginia.gov to receive public comment ending January 11, 2017. The request to amend regulations and any comments for or against the petition will be considered by the Board at the first scheduled meeting after close of comment, which will be March 10, 2017. The petitioner will receive information on the Board's decision after that date. | |
| Publication Date: | 12/12/2016 (comment period will also begin on this date) | |
| Comment End Date: | 01/11/2017 | |
| Agency Decision: | Take no action | |
| Agency Response Date: | 03/10/2017 | |
| Agency Decision Text: | The petition was considered by the Board at its meeting on March 10, 2017. While its decision was to take no action at this time, the petitioner's comments and suggestions were referred to the Regulatory/Legislative Committee for further review and consideration. The Board will gather additional information and consider various options relating to its regulations regarding dental specialties. | |

g. **All Documents and Documents and Section:** These reports vary based on the stage of the project and what data has been added to the project.