

EDUCATION DEPARTMENT [281]

Notice of Intended Action

Pursuant to the authority of Iowa Code section 256.7(5), the State Board of Education hereby proposes to amend Chapter 58, “School Breakfast and Lunch Program, Nutritional Content Standards For Other Foods and Beverages,” Iowa Administrative Code.

This is a basic change in administrative code that replaces the current chart and explanation concerning how Iowa schools operate their nutrition program. It is replaced with a statement of alignment with federal Department of Agriculture regulations in this policy area.

An agency-wide waiver provision is provided in 281—chapter 4.

Interested individuals may make written comments on the proposed amendments on or before March 11, 2014, at 4:30 p.m. Comments on the proposed amendments should be directed to Mike Cormack, Policy Liaison, Iowa Department of Education, Second Floor, Grimes State Office Building, Des Moines, Iowa 50319-0146; telephone (515)281-3399 or E-mail mike.cormack@iowa.gov.

A public hearing will be held on March 11, 2014, from 12:00 to 1:00 p.m., at the State Board Room, Second Floor, Grimes State Office Building, East 14th Street and Grand Avenue, Des Moines, Iowa, at which time persons may present their views either orally or in writing. Any persons who intend to attend the public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact and advise the Department of Education of their specific needs by calling (515)281-5295.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa code chapter 283A and sections 256.7(29), 256.9(59) and 256.9(60).

The following amendment is proposed.

Rescind rule **58.11(281)** and adopt the following **new** rule in lieu thereof:

281---58.11(256) Nutritional Content Standards. Nutrient Content Standards shall be aligned with standards established by rule for the National School Lunch Program by the United States Department of Agriculture concerning all foods and beverages sold to students on campus during the school day outside of reimbursable meals