



City and County of San
Francisco

Edwin M. Lee, Mayor

San Francisco Department of Public Health

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**San Francisco Department of Public Health
Policy & Procedure Detail***

Policy & Procedure Title: Healthy Vending Policy (GAD5)		
Category: General Administration		
Effective Date: September 1, 2015		Last Revision Date: July 18, 2006
DPH Unit of Origin: Community, Health Equity and Promotion (CHEP)		
Policy Owner: Christina Goette	Phone: 415-581-2422	Email: Christina.goette@sfdph.org
Distribution: DPH-wide <input checked="" type="checkbox"/>	Other:	

**All sections in table required.*

1. Purpose of Policy

The San Francisco Department of Public Health (DPH) has a mission to protect and promote the health of all San Franciscans. DPH therefore recognizes the importance of providing and promoting healthy food and beverage options at DPH-sponsored events and within all DPH facilities.

Effective 6/27/2016, an ordinance (91-16) was adopted, requiring that prepackaged food and beverages sold in vending machines on City property, including DPH property, meet specified nutritional standards and calorie labeling requirements. In light of these developments, this policy aims to ensure that vending machine operators that manage machines within DPH facilities and buildings meet and maintain compliance with the aforementioned legislation.

2. Definitions

- a. Sugar Sweetened Beverage (SSB):**¹ any Nonalcoholic Beverage sold for human consumption that has one or more added Caloric Sweeteners and contains more than 25 calories per 12 ounces of beverage. Notwithstanding the foregoing sentence, it does NOT include any of the following:

- Milk;

¹ Sugar Sweetened Beverage definition excerpted from Ordinance 99-15, available at <http://www.sfbos.org/ftp/uploadedfiles/bdsupvrs/ordinances15/o0099-15.pdf> and attached to this policy. This Ordinance is codified within San Francisco’s Administrative Code, Chapter 101.

- Milk alternatives, including but not limited to non-dairy creamers or beverages primarily consisting of plant-based ingredients (such as soy, rice or almond milk products), regardless of sugar content;
 - Any beverage that contains solely 100 percent Natural Fruit Juice, Natural Vegetable Juice, or combined Natural Fruit Juice and Natural Vegetable Juice;
 - Any product sold for consumption by infants, which is commonly referred to as “infant formula,” or any product whose purpose is infant rehydration;
 - Medical Food;
 - Any product designed as supplemental, meal replacement, or sole-source nutrition that includes proteins, carbohydrates, and multiple vitamins and minerals;
 - Any product sold in liquid form designed for use as an oral nutritional therapy for person who may have a limited ability to absorb or metabolize dietary nutrients from traditional food or beverages;
 - Any product sold in liquid form designed for use for weight reduction.
- b. Prepackaged Food** has the same meaning as set forth in California Health and Safety Code Section 113876 as amended.
- c. Property Contract** means a written agreement including leases and permits, for the use of any City-owned real property (or a period exceeding 30 days, including month-to-month permits that authorizes the use, installation and/or operation of one or more Vending Machines on City property. "Property Contract" does not include an agreement for the City to use or occupy real property owned by others (i.e., City-tenant or City-as-permittee).
- d. Serving** has the meaning set forth in Section 101.9(b) {J} of Title 21 of the Code of Federal Regulations as amended.
- e. Vending Machine** has the meaning set forth in Section 4.2 (a) of the Administrative Code.

3. Policy

All vending machines on DPH property must adhere to the requirements in section 4 below. See *also* attached flow chart.

4. Procedures

- a. Beverages.** In accordance with Ordinance 99-16, beverages sold in vending machines located on City Property² shall meet the nutritional standards set forth below:

² The nutrition standards and calorie labeling requirement shall not apply to Vending Machines located on property occupied exclusively by the Department of Emergency Management.

- Sugar content: Not a Sugar-Sweetened Beverage, as that term is defined in Administrative Code Section 101.2 (Ordinance (99-15) amending the Administrative Code to bar City departments from using City funds to purchase sugar-sweetened beverages and to bar the sale or distribution of sugar-sweetened beverages under City contracts and grants;
- Fruit Juice: 100% juice with no added sugars or sweeteners; no more than 230 milligrams of sodium per Serving; and no more than 120 calories per eight fluid ounces;
- Milk: Low fat (1%) or fat free (skim)
- Beverages labeled as “diet” or sweetened with artificial sweeteners (e.g. aspartame, saccharin, sucralose): No more than 25% of beverages sold/offered in the vending machine may be labeled as “diet” or sweetened with artificial sweeteners.

b. Prepackaged Foods. In accordance with Ordinance 91-16, prepackaged foods sold in vending machines located on City Property³ shall meet the nutritional standards set forth below:

- Calories: No more than 200 calories per Serving.
- Total Fat: No more than 35% of calories from fat.
- Saturated Fat: No more than one gram of saturated fat per Serving. ,
- Trans Fat: No trans-fat and no partially hydrogenated oil on the ingredients list.
- Sugar: No more than 35% of weight from total sugars.
- Sodium: No more than 240 milligrams of sodium per Serving.
- Candy: No candy except for sugar-free mints and gum.
- Chips: No chips except for baked chips and pretzels.

All vending machine companies that contract with DPH to provide food and beverages for vending machines must be provided with a copy of this policy and its attachments.

DPH SSB and Healthy Vending policy enforcement staff must ensure that snack and/or beverage machines on DPH property are in compliance with this policy now and in the future. Policy enforcement staff will provide continuous monitoring and notify all DPH sites that are non-compliant. Each non-compliant site must then initiate and complete a process to become compliant. If vending machine vendors cannot, or will not, comply with this policy, a new vendor must be found (through the appropriate contracts unit) at the first opportunity, *i.e.*, when it is contractually appropriate to do so.

³ The nutrition standards and calorie labeling requirement shall not apply to Vending Machines located on property occupied exclusively by the Department of Emergency Management.

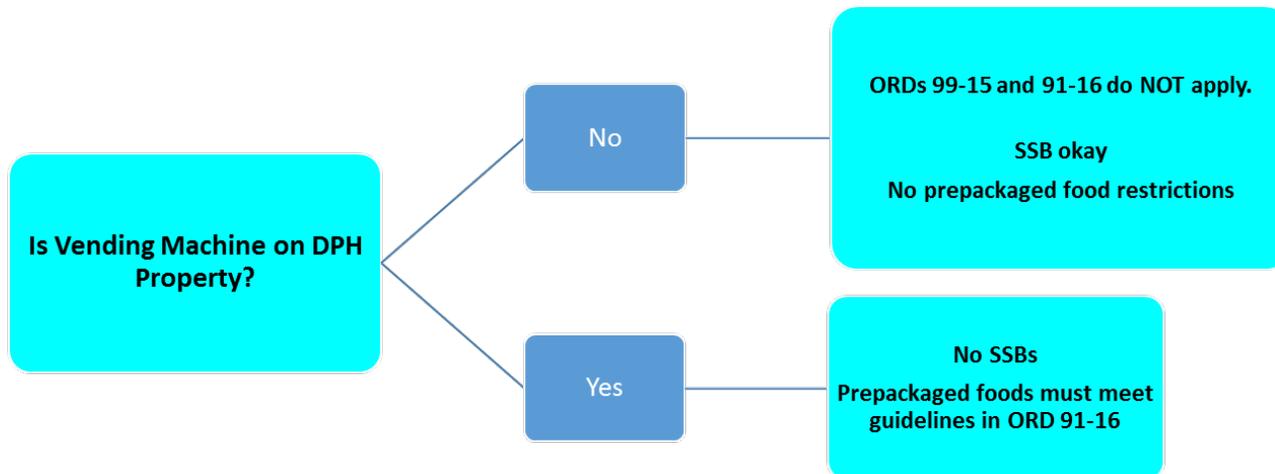
Policy enforcement staff will also notify all DPH sites of amendments to relevant legislation and/or nutritional standards that affect this policy.

5. References/Attachments

- a. [Ordinance 99-15](#) re: Sugar Sweetened Beverages
- b. [Ordinance 91-16](#) re: Prepackaged foods and beverages
- c. DPH Healthy Food and Food Expenditure Policy

DPH VENDING MACHINE POLICY FLOWCHARTS

2. DPH Vending Machine Policy



***Ordinance 91-16 does not apply to vending machines located on Department of Emergency Management property.