

Dell Rapids School District #49-3



Policies and Regulations Code: EFA – Support Services

ACCOMMODATING CHILDREN WITH SPECIAL DIETARY NEEDS

The District will make substitutions, in accordance with federal nutrition program regulations, in the planned menu for a child with a disability that is under the protection of 7 CFR Part 15B and can show that the disability restricts their diet. The District may also make substitutions for other children who are unable to consume the regular meal because of medical or other special dietary needs.

Substitutions may be made on a case-by-case basis only when supported by a statement of the need that is signed by a medical doctor or, in the case of a non-handicapped child, by a recognized medical authority. The statement of need form must be reviewed, updated and signed annually by the physician (if required) or recognized medical authority.

Federal statutes and USDA regulation prescribes substitutions or alternate meals or foods, if the parent(s)/guardian(s) provide a signed statement that:

- Specifies the disability;
- States clearly that the disability threatens a major life activity;
- States clearly the major life activity that is threatened;
- Specifies what foods are to be omitted or replaced;
- Specifies how foods are to be prepared or manipulated in order to be consumed (such as “ground” or “pureed”);
- Be signed by a physician who is licensed in South Dakota pursuant to SDCL 36-4.

For students who are unable to consume regular program meals but have not been documented to meet the federal definition of “handicapped person,” substitutions or modifications may be made at the discretion of the school. The need for substitutions for a student who does not have a disability must be documented in a signed statement from a recognized medial authority, which may be any of the following: physician, certified nurse practitioner, physician’s assistant, registered dietitian, licensed nutritionist or chiropractor.

LEGAL REF.: SDCL 13-29-19, 13-29-20
13-30-1 through 13-30-4
13-28-45 and 13-29-4
And 13-35-1 through 13-35-5
ARSD 24:05:27:03
Federal National School Lunch Act of 1946 as amended
Child Nutrition Act of 1966, as amended
Commodity Distribution Program

Adopted: February 09, 2015