**Conference for Food Protection**

**2012 Issue Form**

**Internal Number: 065**

**Issue: 2012 I-021**

**Title:**

New Recall Notification Section of the FDA Food Code (Section 3-603.12)

**Recommended Solution: The Conference recommends...:**

that a letter be sent to the FDA requesting the 2009 Food Code (as modified by the Supplement issued in 2011) be amended as follows (new language shown with underline):

**3-603.12** **Recall Notification**.

(A) Every FOOD ESTABLISHMENT that offers PACKAGED FOOD for purchase by consumers, and that collects data on the purchasing of that food (through customer loyalty cards or other data collection methods), shall, in the event of a Class I Recall of any FDA or USDA product sold by the FOOD ESTABLISHMENT, contact those consumers for which data is available to indicate the purchase of a product, within the previous 60 days, that is now subject to a recall. Consumers may be contacted via email, text message, telephone, or regular mail, and contact must be initiated within a reasonable time from when the FOOD ESTABLISHMENT receives notice that the FOOD ESTABLISHMENT sold recalled product, not to exceed 2 days from that notice.

It is the policy of the Conference for Food Protection to not accept Issues that would endorse a brand name or a commercial proprietary process.