**Conference for Food Protection**

**2014 Issue Form**

**Internal Number: 012**

**Issue: 2014 I-026**

**Title:**

Automatic Ice Vending Machines

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

that a letter be sent to the FDA amending the 2013 Food Code definition of a FOOD ESTABLISHMENT as follows (new language is in underline format):

(2) **"Food establishment"** includes:

(a) An element of the operation such as a transportation vehicle or a central preparation facility that supplies a vending location or satellite feeding location unless the vending or feeding location is permitted by the REGULATORY AUTHORITY; and

(b) An operation that is conducted in a mobile, stationary, temporary, or permanent facility or location; where consumption is on or off the PREMISES; and regardless of whether there is a charge for the FOOD.

(c) An establishment that offers ice and/or other non-temperature controlled for safety foods that are processed and/or packaged in bulk within the operation and vended automatically.

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.