**Conference for Food Protection**

**2018 Issue Form**

**Issue: 2018 I-020**

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| **Council Recommendation:** | Accepted as  Submitted |  | Accepted as Amended |  | No Action |  |
| **Delegate Action:** | Accepted |  | Rejected |  |  |  |

*All information above the line is for conference use only.*

**Title:**

Amend Food Code – Variance Procedure Requirements

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

that a letter be sent to the FDA requesting that Section 8-103.12 of the most current edition of the Food Code be amended to include clarifying language for variance procedures that do not require a HACCP Plan as follows (new language is underlined):

"If the REGULATORY AUTHORITY grants a VARIANCE as specified in § 8-103.10, or a HACCP PLAN is otherwise required as specified under § 8-201.13, the PERMIT HOLDER shall:

(A) Comply with the HACCP PLANs and procedures, or other variance procedures that are submitted as specified under § 8-201.14 and APPROVED as a basis for the modification or waiver P..."

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.