

**Conference for Food Protection
2020 Issue Form**

Issue: 2020 I-004

Council Recommendation: Accepted as Submitted _____ Accepted as Amended _____ No Action _____

Delegate Action: Accepted _____ Rejected _____

All information above the line is for conference use only.

Issue History:

This issue was submitted for consideration at a previous biennial meeting, see issue: Issue 2016 I-023; new or additional information has been included or attached.

Title:

CFP- ISSC: Report and Recreate CFP- ISSC Joint Committee on Shellfish.

Issue you would like the Conference to consider:

Report from the CFP- ISSC Joint Committee on Shellfish investigating opportunities and activities to improve compliance with the Food Code Section 3-203.12. Issue :2016 I-023.

Public Health Significance:

The incidence of *Vibrio parahaemolyticus* (Vp) illness associated with molluscan shellfish consumption is on the increase and continues to be a significant challenge to state and federal health authorities. Increased efficiency in investigation could potentially decrease preliminary growing area closures. Timely investigation of Vp cases by State and local health officials are impeded by unsuccessful efforts to determine product source. In many cases, investigation is complicated by inadequate record keeping as required by Section 3-203.12 of the 2017 FDA Food Code.

Recommended Solution: The Conference recommends...:

1. Please see attached committee report (CFP- ISSC Joint Committee on Shellfish; Issue :2016 I-023).
2. The Co-Chairs would like the conference to acknowledge and thank the committee members for their work.
3. The Conference recommends CFP- ISSC Joint Committee on Shellfish be recreated. The attached annual report identifies the Committees work regarding a lack of resources available for State and Local retail food inspectors and retail food establishments. Therefore the Committee recommends the following charges
 1. Continue work to develop guidance documents for State and Local retail food inspectors and retail food establishments.

2. Report the committee's findings and recommendations at the 2022 CFP Biennial Meeting.

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Content Documents:

- "CFP- ISSC Joint Committee on Shellfish Final Report"
- "CFP-ISSC Shellfish Committee Member Roster"

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.

Conference for Food Protection – Committee

Committee Final Reports are considered DRAFT until acknowledged by Council or accepted by the Executive Board

With the exception of material that is copyrighted and/or has registration marks, committee generated documents submitted to the Executive Board and via the Issue process (including Issues, reports, and content documents) become the property of the Conference.

COMMITTEE NAME: CFP–ISSC Shellfish Committee

DATE OF FINAL REPORT: 12/31/2019

COMMITTEE ASSIGNMENT: Council I Council II Council III Executive Board

REPORT SUBMITTED BY: Julie Henderson

COMMITTEE CHARGE(S):

Issue #2016 I-023

1. The CFP- ISSC Shellfish Ad hoc Committee has been requested to address recommendation #2 by investigating opportunities and activities that will educate and advise State and Local retail food inspectors and retail food establishments of the importance of compliance with Food Code Section 3-203.12.
2. The Conference for Food Protection Executive Board voted during the August 14, 2019 meeting for the CFP- ISSC Shellfish Ad hoc Committee to draft two Issues for Board review: 1) amend the Food Code to mirror ISSC requirements; and establish a committee for the 2020 -2022 biennium to develop educational materials.

COMMITTEE WORK PLAN AND TIMELINE:

N/A

COMMITTEE ACTIVITIES:

1. **Dates of committee meetings or conference calls: 4/16/19, 5/21/19, 7/16/19, 8/07/19, 9/10/19, 10/15/19, and 11/19/19**
2. **Overview of committee activities:**

In 2016, the Interstate Shellfish Sanitation Conference (ISSC) submitted Issue 2016-I-023 to the Conference for Food Protection (CFP) for consideration. The CFP adopted the Issue as submitted. Recommendation #2 of the issue requested the FDA begin discussions with the ISSC and the CFP to identify steps that can be taken to enhance implementation and enforcement of shellfish record keeping at retail establishments. This committee has been requested to address recommendation #2 by investigating opportunities and activities that will educate and advise State and Local retail food inspectors and retail food establishments of the importance of compliance with Food Code Section 3-203.12. These efforts would explain how source information associated with record keeping requirements is used by Shellfish Control Authorities and the FDA in illness investigations can subsequently result in shellfish growing area closures and recalls. The purpose of this effort would be to enhance compliance of record keeping requirements to improve the ability of retail food establishments to provide complete and accurate source information in illness investigations.

The CFP ISSC Shellfish Committee first met on April 16, 2019 to discuss the committee charges. The Committee has met on the third Tuesday of each month, excepting the month of June, since then. Several members on the Committee stated that their agencies provide training to the shellfish industry and shellfish specialists (inspectors) on shellstock traceback and the importance of maintaining shellstock identification and recordkeeping. A few states educate retail food inspectors and provide educational opportunities to retail establishments. There is a gap however in the regulatory requirements for retail establishments as well as the educational opportunities to both retail food inspectors and retail establishments. Not all local and state jurisdictions adopt the most recent version of the FDA Food Code.

3. **Charges COMPLETED and the rationale for each specific recommendation:**

- a. Investigating opportunities and activities that will educate and advise State and Local retail food inspectors and retail food establishments of the importance of compliance with Food Code Section 3-203.12.

Findings and Recommendation Rationale:

The Committee reviewed guidance documents and trainings; reviewed relevant FDA Food Code sections and related Annexes as well as the FDA Model Ordinance sections. The Committee, based on the review of the existing documents and trainings, identified a gap in the availability of documents that will educate and advise State and Local retail food inspectors and retail food establishments of the importance of compliance with Food Code Section 3-203.12. The Committee concluded that there are some discrepancies in terminology, definitions, and requirements for shellstock tagging in the Food Code and the Model Ordinance that may inhibit compliance with Food Code Section 3-203.12.

COMMITTEE REQUESTED ACTION FOR EXECUTIVE BOARD:

No requested Executive Board action at this time; all committee requests and recommendations are included as an Issue submittal.

LISTING OF CFP ISSUES TO BE SUBMITTED BY COMMITTEE:

1. Issue #1: Report: CFP- ISSC Joint Committee on Shellfish; Amend Food Code

List of content documents submitted with this Issue:

- (1) *Committee Final Report (this document)*
- (2) *Committee Member Roster (see attached PDF CFP- ISSC Joint Committee on Shellfish)*
- (3) *Proposed amendments*

List of supporting attachments: x *No supporting attachments submitted*

2. Issue #2: CFP- ISSC 2: Recreate CFP- ISSC Joint Committee on Shellfish.

List of content documents submitted with this Issue:

- (1) *Committee Final Report (this document)*

List of supporting attachments: x *No supporting attachments submitted*

CFP-ISSC Shellfish Committee Roster

RE: CFP Issue 2016-I-023

CFP Representatives:

Regulator 1: Julie Henderson - Virginia Department of Health, 804-864-7463,
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ISSC Representatives:

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