

**Conference for Food Protection
2020 Issue Form**

Issue: 2020 I-033

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 is a brand new Issue.

Title:

Designated Areas to Include Vaping

Issue you would like the Conference to consider:

6-403.11 (A) only addresses designated areas for employees to eat, drink and use tobacco. It does not address vaping under the requirement for designated areas.

Public Health Significance:

Vaping is becoming increasingly popular and is the act of inhaling and exhaling the aerosol, often referred to as vapor, which is produced by an e-cigarette or similar device. The term is used because e-cigarettes do not produce tobacco smoke, but rather an aerosol, often mistaken for water vapor, that actually consists of fine particles. Not all vaping includes tobacco and therefore it has been difficult to enforce separate and designated areas.

Recommended Solution: The Conference recommends...:

The Conference recommends....

That a letter be sent to the FDA requesting that Section 6-403.11 (A) of the most current edition of the Food Code be amended as follows:

(A) Areas designated for EMPLOYEES to eat, drink, and use tobacco or vape shall be located so that FOOD, EQUIPMENT, LINENS, and SINGLESERVICE and SINGLE-USE ARTICLES are protected from contamination.

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or a commercial proprietary process.*