**Conference for Food Protection**

**2020 Issue Form**

**Issue: 2020 I-034**

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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:**

Eating, Drinking, or Using Tobacco to Include Vaping

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

The Conference recommends....

That a letter be sent to the FDA requesting that Section 2-401.11 (A) of the most current edition of the Food Code be amended as follows:

(A) Except as specified in ¶ (B) of this section, an EMPLOYEE shall eat, drink, vape or use any form of tobacco only in designated areas where the contamination of exposed FOOD; clean EQUIPMENT, UTENSILS, and LINENS; unwrapped SINGLE-SERVICE and SINGLE-USE ARTICLES; or other items needing protection can not result.

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.