

Proposal Subject: Prohibit Commingling of In-shell Product.

Specific NSSP Guide Reference: NSSP Guide Section II Model Ordinance Chapter I. Shellfish Sanitation Program @.01 Administration

Text of Proposal/ Requested Action G. Commingling.

- (1) Except for any shellstock included in the Authority's commingling plan, the Authority shall not permit the commingling of shellstock.
- (2) If the Authority permits shellstock commingling, the Authority shall develop a commingling management plan. The plan shall:
 - (a) Minimize the commingling dates of harvest and growing areas;
 - (b) Define a primary dealer;
 - (c) Limit the practice of commingling to primary dealers;
 - (d) Limit commingling to shellstock harvested from specific growing areas within the State as identified by the Authority and purchased directly from harvesters; and
 - (e) Define how the commingled shellstock will be identified.

(3). The Authority shall not permit the commingling of in-shell product.

Public Health Significance: There is currently no restriction on commingling of in-shell product in the Model Ordinance. The proposed change provides such a restriction.

Cost Information (if available): None.

Action by 2009 Task Force II Recommended adoption of Proposal 09-202 as amended.

G. Commingling.

- (1) Except for any ~~shellstock~~ shellfish included in the Authority's commingling plan, the Authority shall not permit the commingling of ~~shellstock~~ shellfish.
- (2) If the Authority permits ~~shellstock~~ shellfish product commingling, the Authority shall develop a commingling management plan. The plan shall:
 - (a) Minimize the commingling dates of harvest and growing areas;
 - (b) Define a primary dealer;
 - (c) Limit the practice of commingling to primary dealers;
 - (d) Limit commingling to ~~shellstock~~ shellfish harvested from specific growing areas within the State as identified by the Authority and purchased directly from harvesters; and
 - (e) Define how the commingled ~~shellstock~~ shellfish will be identified.

~~(3). The Authority shall not permit the commingling of in-shell product.~~

Action by 2009 General Assembly Adopted recommendation of 2009 Task Force II on Proposal 09-202.

Action by USFDA 02/16/2010 Concurred with Conference action on Proposal 09-202.