

<b>Proposal Subject</b>	Labeling for Shellstock Intended for Shucking Only
<b>Specific NSSP Guide Reference:</b>	Model Ordinance Chapter II Section .04 Paragraph C. (6) (a) (d) Model Ordinance Chapter X Section .05 Paragraph B
<b>Text of Proposal/ Requested Action</b>	<p>Chapter X., § .05 Shellstock Identification, B. Tags.</p> <p>(6) Country of origin information (USDA 2004) may be included on the dealer tag. <b><u>Chapter II .04 C (6) (a), (d). The Source State's Vibrio vulnificus management plan allows for the labeling of shellstock "for shucking by a certified dealer" as a control measure when the Average Monthly Maximum Water Temperature exceeds 75°F or during the months of May through September.</u></b></p> <p>(7) <b><u>Shellstock that has been labeled "for shucking by a certified dealer" or equivalent, shall be sold directly to a certified shucker-packer for shucking purposes only. Shellstock that has been labeled "for shucking by a certified dealer" or equivalent shall not be further marketed, retagged, repacked, shipped or reshipped, as shellstock.</u></b></p>
<b>Public Health Significance:</b>	<p>This proposal would make tagging requirements in Chapter X consistent with the labeling language in Chapter II. It would help ensure that product labeled "for shucking by a certified dealer" or equivalent is not directly marketed as shellstock by providing control authorities with clear guidance in the shellstock identification section of the Model Ordinance. This will also help prevent loss of the "for shucking only" information by prohibiting retagging or repacking of the shellstock.</p> <p>The Model Ordinance specifies this labeling provision as an alternative control measure under Chapter II, Section .04 Paragraph C, if Vv illness reduction goals are not met by 2008. However, this labeling is already appearing on shellstock being shipped interstate. There is no tagging requirement in Chapter X addressing this labeling that prohibits the product being directly marketed as shellstock. Shellfish control authorities which either adopt the Model Ordinance, or reference it for rulemaking should have supporting guidance in Chapter X to allow for enforcement.</p>
<b>Cost Information (if available):</b>	
<b>Action by 2005 Task Force II</b>	<p>Recommended adoption of Proposal 05-202 as amended:</p> <p>(6) Country of origin information (USDA 2004) may be included on the dealer tag. Chapter II .04 C (6) (a), (d). The Source State's Vibrio vulnificus management plan allows for the labeling of shellstock "for shucking by a certified dealer" as a control measure when the Average Monthly Maximum Water Temperature exceeds 75°F or during the months of May through September.</p> <p>(7) <del>Shellstock that has been labeled "for shucking by a certified dealer" or equivalent, shall be sold directly to a certified shucker packer for shucking purposes only. Shellstock that has been labeled "for shucking by a certified dealer" or equivalent shall not be further marketed, retagged, repacked, shipped or reshipped, as shellstock.</del></p> <p><b><u>If a source state as defined in Chapter II. @ 04 C. selects to implement Chapter II. @ 04 C (6) (a), the statement "For shucking by a certified shucker-packer" or an equivalent statement shall be included on the tag. When this statement is included, the shellstock shall ultimately be sold to or processed by a certified shucker-packer for the purpose of shucking only.</u></b></p>
<b>Action by 2005 General Assembly</b>	Adopted recommendation of 2005 Task Force II.
<b>Action by USFDA</b>	Concurred with Conference action.