

Proposal Subject	Shellstock Tagging of Containers 5 lbs. or smaller
Specific NSSP Guide Reference	NSSP Guide Model Ordinance Chapter X. General Requirements for Dealers .05 Shellstock Identification. (B) Tag
Text of Proposal/ Requested Action	<p>Amend NSSP Guide Model Ordinance Chapter X. General Requirements for Dealers .05 Shellstock Identification B. Tags, as follows:</p> <p>B. Tags.</p> <p>(1) When shipping individual containers of shellstock the dealers' tags on those containers shall:</p> <ul style="list-style-type: none">(a) Be durable, waterproof and sanctioned by the Authority prior to use; and(b) Be at least 2 5/8 inches by 5 1/4 inches (6.7 x 13.3 cm) in size.(c) Contain the following indelible, legible information in the order specified below:<ul style="list-style-type: none">(i) The dealer's name and address;(ii) The dealer's certification number as assigned by the Authority(iii) The original shellstock shipper's certification number. If depurated the original shellstock shipper's certification number is not required;(iv) The date of harvest; or if depurated, the date of depuration processing;(v) If depurated, the depuration cycle number or lot number;(vi) The most precise identification of the harvest location as is practicable including the initials of the state of harvest, and the Authority's designation of the growing area by indexing, administrative or geographic designation. If the Authority has not indexed growing areas, then an appropriate geographical or administrative designation must be used (e.g. Long Bay, Decadent County, lease number, bed, or lot number).(vii) When the shellstock has been transported across state lines and placed in wet storage in a dealer's operation, the statement: "THIS PRODUCT IS A PRODUCT OF (NAME OF STATE) AND WAS WET STORED AT (FACILITY CERTIFICATION NUMBER) FROM (DATE) TO (DATE)";(viii) The type and quantity of shellstock; and(ix) The following statement in bold capitalized type on each tag: "THIS TAG IS REQUIRED TO BE ATTACHED UNTIL CONTAINER IS EMPTY OR IS RETAGGED AND THEREAFTER KEPT ON FILE FOR 90 DAYS."(x) All shellstock intended for raw consumption shall include a consumer advisory. The following statement, from Section 3-602.11 of the 1999 Food Code, or an equivalent statement, shall be included on all shellstock: "RETAILERS, INFORM YOUR CUSTOMERS" "Consuming raw or undercooked meats, poultry, seafood, shellfish or eggs may increase your risk of foodborne illness, especially if you have certain medical conditions."(xi) The statement "Keep Refrigerated" or an equivalent statement. <p>(2) When both the dealer and harvester tags appear on the container, the dealer's tag is not required to duplicate the information on the harvesters tag.</p> <p>(3) If the shellstock is removed from the original container, the tag on the new container shall meet the requirements in §.05B.</p>

- (4) Country of origin information (USDA 2004) may be included on the dealer tag.
- (5) **When shellstock are packed in containers of 5 pounds or less and shipped in a master container which includes a tag in compliance with Chapter X. .05 B. (1) the individual containers of 5 pounds or less shall not require tags as specified in Chapter X. .05 B. (1) but may be labeled in some other manner with indelible, legible, information which at a minimum is adequate to trace the shellfish back to the lot of shellstock it is part of.**

**Public Health
Significance**

Much of the information required on a tag is for the dealer's and/or retailer's benefit to provide traceability. This information is excessive for a single use retail package and in many instances the tag will dwarf the container of shellfish if it is the minimum 2 5/8" by 5 1/4".

More and more retailers are requesting retail size units of shellstock prepackaged from dealers. This proposal allows dealers to package shellstock in retail units and label them with labels proportionate in size to the container yet still in a manner that provides traceability. The master shipping container with the retail units enclosed will have a tag with standard dimensions and all of the required information.

Providing this clarification will improve public health by encouraging retail size packaging with traceability. This is a significant improvement over current practices where shellstock are displayed in bulk and sold and bagged in small quantities by the retailer with no labeling going home with the consumer to provide traceability.

Note: Moving the "keep refrigerated" statement to the list of items required on the tag is an editorial change. It should be in this section that list all statements required on the tag.

**Cost Information
(if available):**

For dealers who are packing shellstock in small retail units and utilizing regulation size tags, this proposal may save them money by providing the option of using an alternative means of labeling.

There is no increased cost to dealers as they are not required to package shellstock in retail size units.

This will not increase the cost to retailers. They are regulated by the Conference for Food Protection and are not under the jurisdiction of ISSC. It will not require them to label individual bags they fill from bulk containers of shellstock unless that

becomes a regulation of the Conference for Food Protection. It could potentially save retailers money if more dealers are encouraged to package in retail size units thus saving retailers labor in the retail stores.

**Action by 2005 Task
Force II**

Recommended adoption of Proposal 05-208 as amended:

- (5) When shellstock **intended for retail sale** are packed in containers of 5 pounds or less and shipped in a master container which includes a tag in compliance with Chapter X. .05 B. (1) the individual containers of 5 pounds or less shall not require tags as specified in Chapter X. .05 B. (1) but may be labeled in some other manner with indelible, legible, information which at a minimum is adequate to trace the shellfish back to the lot of shellstock it is part of.

**Action by 2005
General Assembly**

Adopted recommendation of 2005 Task Force II.

Action by USFDA

Concurred with Conference action.