

Chapter VII, Control of Shellfish Harvesting

Page 2:

@.02 A. (3) The application of the matrix to “all other shellstock” is very broad when the requirements in @.02 E. and .02 G., that harvesters must maintain and provide trip records to demonstrate compliance with the time to temperature requirements in the matrix for every species, are considered. *Mercenaria mercenaria* need to be included but “all” also places mussels, soft clams (*Mya arenaria*) which are traditionally cooked, and razor clams (*Tagelus plebius*), which in MD are harvested as bait, under the same requirements. A potential correction for this could be to change to “all other shellstock **intended for raw consumption** shall comply with the matrix below”. This language agrees with the language in Chapter XIII .01 B. (4).

Chapter XI, Transportation

Page 3

.01 A (grammatical correction)-conveyance should be plural “conveyances”

.01 C (clarification and proposed change) is it the intent for this section to apply to only the product shipped under the matrix (non Vv and Vp control) or are *Vibrio* control time to temperature requirements included also? Originally this language was placed for matrix product only. If my interpretation (matrix only) is correct it should be stated e.g. “When transporting shellfish within the applicable time to temperature controls **set forth in Chapter VIII, @.02 A. 3...**”

Page 4 .04 **Shipping Times**

“A” without a “B”

Suggested correction: Delete the A and make one sentence:

“Shellfish dealers shall ship shellstock adequately iced or in a conveyance at or below ...”

Page 5 .05 **Transportation Records**

Delete, this is overly burdensome.

Chapter XI, Shucking and Packing

Page 3

.01 A. (3) The criticality code [**C**] needs to be added at the end of each requirement.

.01 A. (2) The original MO language must be returned add “and” with a new (d) “Identified the shellstock with a tag on each container or transaction record with each bulk shipment.”

*.02 B. (2)(c) **Parenthetical statement:** if this is determined to be a necessary additional regulatory requirement it must be written as such so this cite needs to be broken into an “i” and “ii”. “Not permitted to remain without ice, mechanical refrigeration...for more than (i) 2 hours at points of processing and transfer when the ambient air temperature is 70 °F or less; or (ii) for more than thirty (30) minutes when the ambient air temperature exceeds 70 °F.” However as written this is too stringent and unmanageable in that is that it requires that the dealer monitor and record the outside temperature daily depending on the area and then monitor and record the transfer and processing times (because this is a CL at a CCP a record is required). However, I do not support this more stringent requirement and think it should be removed. It is my belief (and I think the Committee supported this) that the 2 hour time limit has not posed a problem and that at this juncture does not need to be changed.

Chapter XIII, Shellstock Shipping

Page 2

- .01 A. (3) Criticality code **[C]** needed at the end of each requirement
- .02 A. (2) The original MO language must be returned add “and” with a new (d) “Identified the shellstock with a tag on each container or transaction record with each bulk shipment.”

Page 2-3

- .01 B. (2) (c) Parenthetical statement-see * comment under Chapter XI

Page 3

- .01 B. (4) Criticality code **[C]** needed at the end
- .01 D. Criticality code **[C]** needed at the end

Chapter XIV, Reshipping

Page 2

- .01 A. (3) (b) Deleted language must be returned as this is the main (and original) CL at the CCP of receiving which is that the product (at receipt) is identified with a tag or label that demonstrate that shellstock, in-shell, and shucked product originate from a certified source. The recommended change would be to add an “and” after (3) and return the whole section as (4); this is the way it currently reads in the MO with different tabulation.
- .01 A. (4) this section must be removed from the reshipper chapter. A reshipper (by definition) means “a person who purchases shellfish from dealers and sells the product without repacking or relabeling to other dealers, wholesalers, or retailers.” The product outlined in .04 is shellstock that is received from the harvester and is loaded at the landing site onto the original dealer’s truck (or a vehicle hired by the original dealer) for immediate shipment. This product is not ready for market and will need further processing (cooling, washing, culling, boxing etc.) activities that may not be performed by a reshipper.
- .01 B. (3) Parenthetical statement-see *comment in Chapter XI