Proposal No. **23-200**

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Proposal Subject	Definition of Harvest
Specific NSSP Guide Reference	Section I Definitions (52) Harvest
Text of Proposal/ Requested Action	(52) Harvest means the act of ~~harvest means the act of removing shellstock from growing areas and its placement on or in a man made conveyance or other means of transport~~ (1) placing shellstock on or in a container which remains at the harvest site for sale to a dealer or (2) removing shellstock from a harvest site for sale or wet storage .~~.~~
Public Health Significance	Currently, some operations gather **shellstock** and place it in bags, totes or cages and that **shellstock** is then sold, on-site, to a **dealer** who is either better equipped to move large quantities of **shellstock**, or who simply prefers to conduct business this way. Whatever the reason, since the current definition of **harvest** requires both placement on or in a **conveyance** AND removal from a **growing area**, technically, in the example above, **harvest** has not occurred. Other terms such as **growing area**, have intentionally not been used here because they are problematic. A **growing area**, for example, can be huge. If **shellstock** is merely moved up or down the beach to a stand, for sale to the public, it has never left the **growing area**, and thus technically, has never been **harveste**d. And if removal from the water is the criterion for removal from a **growing area**, **shellstock** is often gathered after or as the tide recedes, and thus the **shellstock** has already left the **growing area** at a low tide. This proposed definition change solves the problem outlined in the example above, removes some ambiguity and should not impose new regulations on approved, existing operations.
Cost Information	There should be no increased costs associated with this change as it is intended to merely clarify what is already occurring.
Action by Task Force II, 2023	Recommends sending proposal 23-200 to appropriate committee as determined by the conference chair.
Action by 2023 General Assembly	Adopted recommendation of Task Force II on Proposal 23-200.
Action by FDA Juy 7, 2023	Concurred with Conference action on Proposal 23-200.