

**CHAPTER 1520**  
**DEPARTMENT OF AGRICULTURE**  
**POULTRY AND EGGS**

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**1520.0100** [Repealed, 19 SR 75]

**1520.0200 DEFINITIONS.**

Subpart 1 **Scope.** The definitions in this part and in Minnesota Statutes, section 29.21, apply to parts 1520.0200 to 1520.2000.

Subp. 2 [Repealed, 19 SR 75]

Subp. 3 [Repealed, 19 SR 75]

Subp. 4. **Commissioner.** "Commissioner" means the commissioner of agriculture or the commissioner's authorized representative.

Subp. 5 [Repealed, 19 SR 75]

Subp. 6 [Repealed, 19 SR 75]

Subp. 7 [Repealed, 19 SR 75]

Subp. 8 [Repealed, 19 SR 75]

Subp. 9. [Repealed, 19 SR 75]

Subp. 10 [Repealed, 19 SR 75]

Subp. 11. [Repealed, 19 SR 75]

Subp. 12 [Repealed, 19 SR 75]

Subp. 13. [Repealed, 19 SR 75]

Subp. 14 **Pack date.** "Pack date" means the date of candling and grading

Subp. 15. **Quality assurance date.** "Quality assurance date" means any date after which the manufacturer or processor reasonably determines that the product may, by spoilage, wiltage, drying, or any other foreseeable and natural phenomenon, lose its palatability or its desired or nutritive properties

**Statutory Authority:** *MS s 29.27; 31 11*

**History:** *19 SR 75*

**1520.0300 CANDLING.**

Egg handlers must have equipment, adequate space, and a sanitary room darkened sufficiently to make accurate quality determinations of candled eggs. Processing operations, except when candling, must be well lighted to detect dirties, stains, and the condition of packing material.

**Statutory Authority:** *MS s 29 27, 31.11*

**History:** *19 SR 75*

**1520.0400 STORAGE AND REFRIGERATION.**

Egg handlers must have adequate space and storage facilities capable of maintaining processed eggs at a temperature of 45 degrees Fahrenheit (seven degrees centigrade) or less or 50 degrees Fahrenheit (ten degrees centigrade) or less for unprocessed eggs. All storage

and transportation facilities must be maintained in a sanitary condition. Egg handlers must transport eggs in enclosed trucks that are sanitary and capable of maintaining eggs at an ambient air temperature of 50 degrees Fahrenheit (ten degrees centigrade) or less.

**Statutory Authority:** *MS s 29 27, 31 11*

**History:** *19 SR 75*

#### **1520.0500 EGG CLEANING.**

Subpart 1. **Protection of eggs.** Eggs must be protected from contamination through all stages of production, transportation, and processing

*[For text of subps 2 and 3, see MR ]*

Subp 4 **Washing equipment and procedures.** Egg washing is subject to items A to J

A Egg equipment and the surrounding area must be so constructed as to permit thorough cleaning.

B Egg equipment and the surrounding area must be maintained in a sanitary condition

C Water used for washing eggs must be potable and contain less than two parts per million of iron

D Water temperature for both washing and rinsing must be thermostatically controlled

E The temperature of the wash water must be maintained at 90 degrees Fahrenheit (32 degrees centigrade) or above and must be at least 20 degrees Fahrenheit (11 degrees centigrade) warmer than the temperature of the eggs. The rinse water temperature must exceed the wash water temperature by at least ten degrees Fahrenheit (six degrees centigrade). Pre-wetting must be accomplished by spraying a continuous flow of water over the eggs in a manner that permits the water to drain away.

F Only cleaning and sanitizing compounds approved by the United States Department of Agriculture may be used.

G Washed eggs must be spray-rinsed with a sanitizing agent. The rinse must contain not less than 50 parts per million and not more than 200 parts per million of available chlorine or its equivalent.

H Washed eggs must be dry prior to cartoning or casing

I Immersion type washers may not be used

J Eggs must be removed from the washing and rinsing area of the egg washer and the scanning area when there is a build up of heat

**Statutory Authority:** *MS s 29.27, 31 11*

**History:** *19 SR 75*

#### **1520.0600 CANDLING AND GRADING RECORDS.**

An egg handler must keep accurate candling and grading records for each patron from whom eggs are purchased on a graded basis. Records must be permanently written and must include the following data: name and address of the egg handler, name or number and address of the producer or person selling eggs, date received, number of dozen eggs received, exact number of eggs in each Minnesota purchase grade as defined in part 1520.1100, deductions for inedible or adulterated eggs, name or initial of candler and date candled, and dirties and checks, identified as such, or grouped in one column.

Records must be maintained and must be available to the commissioner for official review for not less than 90 days after the date of purchase.

**Statutory Authority:** *MS s 29 27, 31.11*

**History:** *19 SR 75*

#### **1520.0700 EGGS PURCHASED FROM A PRODUCER.**

Graded eggs bought by an egg handler from a producer must be graded according to the standards set in parts 1520.1100 to 1520.1400

**Statutory Authority:** *MS s 29 27; 31.11*

**History:** *19 SR 75*

**1520.0800 GRADED EGGS PURCHASED FOR RESALE.**

Candled and graded eggs purchased for resale, sold, transferred, or consigned to consumers, egg handlers, brokers, retailers, or wholesalers within the state must be sold, transferred, or consigned based on the requirements set in parts 1520.1100 to 1520.1400. All eggs sold, consigned, or transferred, except eggs sold at retail, must be accompanied by an invoice to the receiver showing the number of cases of eggs by grade in each shipment.

**Statutory Authority:** *MS s 29 27, 31.11*

**History:** *19 SR 75*

**1520.0900 CONTAINERS AND PACKAGING MATERIAL USED IN MARKETING EGGS.**

Containers, including packaging material inside the containers, must be maintained in a clean, sanitary condition.

**Statutory Authority:** *MS s 29 27, 31 11*

**History:** *19 SR 75*

**1520.1000 IDENTIFICATION OF EGGS IN THE POSSESSION OF EGG HANDLERS.**

Each case of eggs held by an egg handler must be identified by grade and size in a legible manner. Grade and size designation may not be abbreviated. Acceptable methods of identifying cases include stamping, marking with chalk or other legible marking, or a grade slip or label in or attached to each case. Each case or part of a case of eggs not candled and graded must be legibly identified with the producer's name and address.

**Statutory Authority:** *MS s 29 27, 31.11*

**History:** *19 SR 75*

**1520.1100 MINNESOTA PURCHASE GRADES.**

Subpart 1 **Consumer grades.** Eggs may be purchased only on the basis of grade and weight classes established for consumer grades in parts 1520.1200 to 1520.1400.

*[For text of subp 2, see M R.]*

Subp. 3 **Restricted eggs.** Restricted eggs must be handled in a manner conforming to the requirements of the federal Egg Products Inspection Act of 1970, as amended, and regulations promulgated under that act, and Minnesota Statutes, section 29.235.

Subp. 4. **Eggs used in manufacture of food products.** Eggs used in the manufacture of food products or by a restaurant, caterer, nursing home, school, charitable organization, or similar establishment preparing or serving food for human consumption must be grade B or better, except checks and dirties may be processed for human consumption by an official egg processing plant licensed by the department.

**Statutory Authority:** *MS s 29 27, 31 11*

**History:** *19 SR 75*

**1520.1200 MINNESOTA CONSUMER GRADES.**

*[For text of subps 1 and 2, see M R.]*

Subp. 3 **Grade A at origin.** "Grade A (at origin)" consists of eggs which are at least 87 percent A quality or better. Within the maximum tolerance of 13 percent which may be below A quality, not more than one percent may be B quality due to air cells over three-eighths inch, blood spots aggregating not more than one-eighth inch in diameter, or serious yolk defects. Not more than five percent checks, or seven percent checks for jumbo size, are permitted and not more than 0.50 percent leakers, dirties, or loss due to meat or blood spots are permitted in any combination, except that loss may not exceed 0.30 percent. Other types of loss are not permitted.

Subp. 4 **Grade A at destination.** "Grade A (at destination)" consists of eggs which are at least 82 percent A quality or better. Within the maximum tolerance of 18 percent which may be below A quality, not more than one percent may be B quality due to air cells over three-eighths inch, blood spots aggregating not more than one-eighth inch in diameter, or

serious yolk defects Not more than seven percent checks, or nine percent checks for jumbo size, are permitted and not more than one percent leakers, dirties, or loss due to meat or blood spots are permitted in any combination, except that loss may not exceed 0 30 percent Other types of loss are not permitted.

[For text of subsps 5 and 6, see M R.]

**Statutory Authority:** *MS s 29 27; 31 11*

**History:** *19 SR 75*

**1520.1300 QUALITY STANDARDS.**

Standards of quality for shell eggs must be in accordance with the United States Department of Agriculture Standards for Quality of Individual Shell Eggs and Weight Classes for Shell Eggs, Code of Federal Regulations, title 7, part 2856, effective December 26, 1978, as amended through May 1, 1991

**Statutory Authority:** *MS s 29 27, 31 11*

**History:** *19 SR 75*

**1520.1400 WEIGHT CLASSES FOR SHELL EGG GRADES.**

Weight classes for shell egg grades are set by the following table:

Size or Weight Class	Minimum Net Weight per dozen, in ounces	Minimum Net Weight per 30 dozen, in pounds	Minimum Weight for Individual Eggs at Rate per dozen, in ounces
Jumbo	30	56	29
Extra Large	27	50-1/2	26
Large	24	45	23
Medium	21	39-1/2	20
Small	18	34	17

A lot average tolerance of 3 3 percent for individual eggs in the next lower weight class is permitted as long as no individual case within the lot exceeds five percent.

**Statutory Authority:** *MS s 29 27, 31.11*

**History:** *19 SR 75*

**1520.1500 INVOICES.**

Every egg handler selling eggs to a retailer must give the retailer an invoice showing the grade of the eggs under part 1520 1200 A copy of each invoice must be maintained on file by the seller and the retailer at their places of business for 30 days and must be available for official review upon request by the commissioner

**Statutory Authority:** *MS s 29 27, 31.11*

**History:** *19 SR 75*

**1520.1600 LABELING.**

Egg handlers offering eggs for sale to a consumer must give the grade of eggs in a manner complying with this part.

A. Eggs offered for sale in cartons, bags, containers, or other package form must be plainly and conspicuously labeled in printed letters not smaller than one-quarter inch in height or plainly and conspicuously stamped and marked in letters not smaller than one-half inch in height with the product identity, the grade and size, the name and address of the producer, processor, or distributor, the words "packed for" or "distributed by" or equivalent, the statement "Perishable Keep Refrigerated"; and the pack date and quality assurance date.

B Eggs offered for sale in bulk must be sold under a placard which states all the information in item A.

C. Grade and size designations may not be abbreviated

**Statutory Authority:** *MS s 29.27, 31.11*

**History:** *19 SR 75*

**1520.1700 ADVERTISING.**

Any advertisement of eggs for a price must plainly and conspicuously indicate the grade and size. Grade and size designations may not be abbreviated.

All reference to grades of eggs in advertising or in any other manner, either for procurement or sale of eggs, must conform to the grade and size terminology for purchase and consumer grades set in parts 1520.1100 to 1520.1400.

**Statutory Authority:** *MS s 29.27, 31.11*

**History:** *19 SR 75*

**1520.1800 MISLEADING STATEMENTS.**

No egg handler may sell, offer for sale, or advertise for sale eggs for human consumption if the package containing them, the label on the package, or any advertising accompanying them bears any statement or device which is in any way false or misleading.

**Statutory Authority:** *MS s 29.27, 31.11*

**History:** *19 SR 75*

**1520.1900 PACK AND QUALITY ASSURANCE DATE.**

Subpart 1 **Pack date.** Consumer grades of eggs must be pack dated in type not smaller than one-quarter inch capitals to indicate the date of pack. All cartons and cases must bear a pack date. Retailers who carton eggs delivered in bulk cases must label the cartons with the identical pack date on the bulk case.

Subp 2 **Quality assurance date.** All consumer grade eggs must carry a "quality assurance date" in addition to the pack date. The pack date must be a Julian date to not confuse it with the quality assurance date. The quality assurance date must be spelled out as the month or number of the month and day, for example, "2-1" or "Feb 1." The quality assurance date must have an explanatory clause, such as "Sell by" or "Use by," the word "Expires," or the abbreviation "Exp."

**Statutory Authority:** *MS s 29.27, 31.11*

**History:** *19 SR 75*

**1520.2000 USE OF WORD "FRESH."**

The use of the word "Fresh" is limited to eggs of grades AA, A, and B quality which are not older than 30 days from the date of candling and grading. The term "Fresh" or a similar term is not a substitute for grade designation.

**Statutory Authority:** *MS s 29.27, 31.11*

**History:** *19 SR 75*

**1520.2100** [Repealed, 19 SR 75]

**1520.2200** [Repealed, 19 SR 75]

**1520.2300** [Repealed, 19 SR 75]

**1520.2400** [Repealed, 19 SR 75]

**1520.2500** [Repealed, 19 SR 75]

**1520.2600** [Repealed, 19 SR 75]

**1520.2700** [Repealed, 19 SR 75]

**1520.2800** [Repealed, 19 SR 75]

**1520.2900** [Repealed, 19 SR 75]

**1520.3000** [Repealed, 19 SR 75]

**1520.3100** [Repealed, 19 SR 75]

**1520.3200** [Repealed, 19 SR 75]

**1520.3300** [Repealed, 19 SR 75]

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1520.3400 [Repealed, 19 SR 75]

1520.3500 [Repealed, 19 SR 75]

1520.3600 [Repealed, 19 SR 75]

1520.3700 [Repealed, 19 SR 75]

1520.3750 [Repealed, 19 SR 75]

1520.3800 [Repealed, 19 SR 75]

1520.3900 [Repealed, 19 SR 75]

1520.4000 [Repealed, 19 SR 75]

1520.4100 [Repealed, 19 SR 75]

1520.4200 [Repealed, 19 SR 75]

1520.4300 [Repealed, 19 SR 75]

1520.4400 [Repealed, 19 SR 75]

1520.4500 [Repealed, 19 SR 75]

1520.4600 [Repealed, 19 SR 75]

1520.4700 [Repealed, 19 SR 75]

1520.4800 [Repealed, 19 SR 75]

1520.4900 [Repealed, 19 SR 75]

1520.5000 [Repealed, 19 SR 75]

1520.5100 [Repealed, 19 SR 75]

## 1520.5200 DEFINITIONS.

Subpart 1. **Applicability.** Except where the context otherwise requires, for the purposes of parts 1520 5200 to 1520 7200 the following terms shall be construed, respectively, to mean

*[For text of subs 2 to 19, see M R.]*

Subp 20 **Plan.** "Plan" means the provisions of the National Poultry Improvement Plan contained in parts 1520 5200 to 1520 7200

*[For text of subs 21 to 30, see M R ]*

**Statutory Authority:** *MS s 29 27, 31 11*

**History:** *19 SR 75*

## 1520.6500 SPECIFIC PROVISIONS FOR PARTICIPATING DEALERS.

Dealers in poultry breeding stock or hatching eggs or poultry shall comply with all provisions in parts 1520 5200 to 1520 7200 which apply to their operations

**Statutory Authority:** *MS s 29 27, 31 11*

**History:** *19 SR 75*

1520.7300 [Repealed, 19 SR 75]