

CHAPTER 4635
DEPARTMENT OF HEALTH
TOWELS; MACHINES; SPORTS ARENAS

VENDING MACHINES AND ROLLER
 TOWELS, GENERALLY
 4635.0100 DEFINITIONS.

4635.0200 ROLLER TOWELS.

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Subpart 1. Commissary. The term "commissary" includes only those establishments defined in Minnesota Statutes, chapters 157 and 144.

Subp. 2. Employee. The term "employee" means any operator or any person employed by him who handles any food, beverage, or ingredient to be dispensed through vending machines, or who comes into contact with food contact surfaces of containers, equipment, utensils, or packaging materials, used in connection with vending machines operations, or who otherwise services or maintains one or more such machines.

Subp. 3. Food. The term "food" means any raw, cooked, or processed edible substance, beverage or ingredient used or intended for use in whole, or in part, for human consumption.

Subp. 4. Hot liquid, food or beverage. The term "hot liquid, food or beverage" means liquid, food or beverage, the temperature of which at the time of service to the consumer is at least 140 degrees Fahrenheit.

Subp. 5. Machine location. The term "machine location" means the room, enclosure, space, or area where one or more vending machines are installed and operated.

Subp. 6. Person. The term "person" means any individual, partnership, corporation, company, firm, institution, trustee, association, or any other public or private entity.

Subp. 7. Product contact surface. The term "product contact surface" means any surface of the vending machine, appurtenances, or containers which comes into direct contact with any food, beverage, or ingredient.

Subp. 8. Readily perishable foods. The term "readily perishable foods" means any food or beverage or ingredients consisting in whole or in part of milk, milk products, eggs, meat, fish, poultry, or other food capable of supporting rapid and progressive growth of microorganisms which can cause food infections or food intoxication. However, products in hermetically sealed containers processed by heat to prevent spoilage, and dehydrated, dry or powdered products so low in moisture content as to preclude development of microorganisms are excluded from the terms of this definition.

Subp. 9. Single-service article. The term "single-service article" means any utensil, container, implement, or wrapper intended for use only once in the preparation, storage, display, service, or consumption of food or beverage.

Subp. 10. Vending machine. The term "vending machine" means any self-service device offered for public use which, upon insertion of a coin, coins, or token, dispenses unit servings of food or beverage, either in bulk or in package, without the necessity of replenishing the device between each vending operation. This subpart shall not include bottled or canned soft drinks, prepackaged confections, and similar dry, nonperishable items, ball gum, nuts, and panned candies.

Statutory Authority: *MS s 144.12, subd 1*

4635.0200 ROLLER TOWELS.

In order to prevent the spread of communicable diseases, the use of the roller towels in public places, public conveyances, and public buildings is hereby prohibited, except that continuous towels dispensed from a cabinet which is so constructed as to provide complete separation between the clean and soiled portions of the towel on separate rolls within the cabinet and to provide that the soiled portion is taken up on the soiled towel roll at the same rate the clean portion is withdrawn from the clean roll shall not be within this prohibition. The commissioner shall grant a variance to this part only according to the procedures and criteria specified in parts 4717.7000 to 4717.7050.

Statutory Authority: *MS s 14.05; 144.05; 144.12*

History: *15 SR 1597*

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- 4635.1100 [Renumbered 4620.3900]
- 4635.1200 [Renumbered 4620.4000]
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- 4635.1500 [Renumbered 4620.4300]
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- 4635.2100 [Renumbered 4620.4900]