

**4626.0105 2-401.11 EATING, DRINKING, OR USING TOBACCO.\***

A. Except as specified in item B, an employee shall eat, drink, or use any form of tobacco only in designated areas where the contamination of exposed food; clean equipment, utensils, and linens; unwrapped single-service and single-use articles; or other items needing protection cannot result.

B. A food employee may drink from a closed beverage container if the container is handled to prevent contamination of:

- (1) the employee's hands;
- (2) the container; and
- (3) exposed food; clean equipment, utensils, and linens; and unwrapped single-service and single-use articles.

**Statutory Authority:** *MS s 31.101; 31.11; 144.05; 144.08; 144.12; 157.011*

**History:** *23 SR 519*

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