

**4626.0220 3-203.12 SHELLSTOCK; MAINTAINING IDENTIFICATION.\***

A. Except as specified in item B, subitem (2), shellstock tags shall remain attached to the container in which the shellstock are received until the container is empty.

B. The identity of the source of shellstock that are sold or served shall be maintained by retaining shellstock tags or labels for 90 calendar days from the date the container is emptied by:

(1) using an approved record keeping system that keeps the tags or labels in chronological order correlated to the date when, or dates during which, the shellstock are sold or served; and

(2) if shellstock are removed from their tagged or labeled container:

(a) using only one tagged or labeled container at a time; or

(b) using more than one tagged or labeled container at a time and obtaining a variance from the regulatory authority as specified in parts 4626.1690 to 4626.1715 based on a HACCP plan developed according to parts 4626.1730 and 4626.1735 that:

i. is submitted by the licensee and approved by the regulatory authority as specified in parts 4626.1690 to 4626.1715;

ii. preserves source identification by using a record keeping system specified in subitem (1); and

iii. ensures that shellstock from one tagged or labeled container are not commingled with shellstock from another container before being ordered by the consumer.

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

**History:** *23 SR 519*

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