

4626.0415 SPECIALIZED PROCESSING VARIANCE REQUIREMENTS. 3-502.11

A food establishment must obtain a variance from the regulatory authority as specified in parts 4626.1690 to 4626.1700 before:

A. smoking food as a method of food preservation rather than as a method of flavor enhancement;_{p2}

B. curing food;_{p2}

C. using food additives or adding components, such as vinegar:

(1) as a method of food preservation rather than as a method of flavor enhancement;_{p2}
or

(2) to render a food so that it is not TCS;_{p2}

D. packaging TCS food using a reduced oxygen packaging method except where the growth of and toxin formation by *Clostridium botulinum* and the growth of *Listeria monocytogenes* are controlled as specified in part 4626.0420;_{p2}

E. operating a molluscan shellfish life-support system display tank used to store and display shellfish that are offered for human consumption;_{p2}

F. custom processing game animals that are for personal use as food and not for sale or service in a food establishment and not under USDA or "state equal to" inspections;_{p2}

G. sprouting seeds or beans;_{p2} or

H. preparing food by any method that is not in compliance with this Code._{p2}

Statutory Authority: *MS s 31.101; 31.11; 144.05; 144.07; 144.08; 144.12; 157.011*

History: *23 SR 519; 43 SR 295*

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