

**4626.1870 RETAIL FOOD VEHICLES, PORTABLE STRUCTURES, OR CARTS.**

This part applies to retail food vehicles, portable structures, or carts.

A. A retail food vehicle, portable structure, or cart is exempt from compliance with part 4626.0505, items B to I.

B. In conjunction with the notice of opening required in part 4626.1750, the applicant for a license to operate a retail food vehicle, portable structure, or cart shall provide to the regulatory authority information on the:

- (1) sources of the food;
- (2) type and volume of food to be sold or otherwise provided for human consumption;
- (3) equipment used to sell or otherwise provide the food for human consumption; and
- (4) time period and location of operation.

C. Drained ice, dry ice, or cold packs may be substituted for the mechanical refrigeration required in parts 4626.0375 and 4626.0395 if the cold temperatures in parts 4626.0340 to 4626.0365 are maintained. Mechanical refrigeration shall be provided for potentially hazardous foods held for four hours or more.

D. The vehicle, structure, or cart shall provide protection during adverse weather by its construction or location. Food activities shall cease if protection fails.

E. The regulatory authority may restrict the type of food sold or provided based on equipment limitations, adverse climatic conditions, or any other condition that poses a hazard to public health.

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

**History:** *23 SR 519*

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