

CHAPTER 29

POULTRY, EGGS

29.025	Repealed.	29.23	Grading.
29.049	Repealed.	29.237	Uniformity with federal law.
29.22	Egg handlers annual inspection fee; disposition of fees.		

29.025 [Repealed, 1Sp2001 c 2 s 162]

29.049 [Repealed, 1Sp2001 c 2 s 162]

29.22 EGG HANDLERS ANNUAL INSPECTION FEE; DISPOSITION OF FEES.

Subd. 2. **Fee.** In addition to the annual food handler's license, required under section 28A.04, there is an annual inspection fee applicable to every person who engages in the business of buying for resale, selling, or trading in eggs except a retail grocer who sells eggs previously candled and graded. The fee must be computed on the basis of the number of cases of shell eggs handled at each place of business during the highest volume month of each licensing year. If a given lot of eggs is moved from one location of business to a second location of business and the food handler's license is held by the same person at both locations, the given lot of eggs must be counted in determining the volume of business on which the inspection fee is based at the first location of business but must not enter into the computation of volume of business for the second location. For the purpose of determining fees, "case" means one of 30 dozen capacity. The schedule of fees is as follows:

HIGHEST VOLUME OF CASES EACH LICENSING YEAR	FEE
1 - 50	\$ 12.50
51 - 100	\$ 31.25
101 - 1000	\$ 62.50
1001 - 2000	\$ 93.75
2001 - 4000	\$125.00
4001 - 6000	\$156.25
6001 - 8000	\$187.50
8001 - 10,000	\$250.00
OVER 10,000	\$312.00

Each person subject to the inspection fee in this section shall, under the direction of the commissioner, keep records necessary to accurately determine the volume of shell eggs on which the inspection fee is due and shall prepare annually a written report of the volume upon forms supplied by the commissioner. This report, together with the required inspection fee, must be filed with the department on or before the last day of May of each year.

[For text of subs 3 to 5, see M.S.2000]

History: 1Sp2001 c 2 s 48

29.23 GRADING.

[For text of subd 1, see M.S.2000]

Subd. 2. **Equipment.** The commissioner shall also by rule provide for minimum plant and equipment requirements for candling, grading, handling and storing eggs, and shall define candling. Equipment in use before July 1, 1991, that does not meet the design and fabrication requirements of this chapter may remain in use if it is in good

repair, capable of being maintained in a sanitary condition, and capable of maintaining a temperature of 45 degrees Fahrenheit (7 degrees Celsius) or less.

Subd. 3. **Egg temperature.** Eggs must be held at a temperature not to exceed 45 degrees Fahrenheit (7 degrees Celsius) after being received by the egg handler except for cleaning, sanitizing, grading, and further processing when they must immediately be placed under refrigeration that is maintained at 45 degrees Fahrenheit (7 degrees Celsius) or below. Eggs offered for retail sale must be held at a temperature not to exceed 45 degrees Fahrenheit (7 degrees Celsius). Equipment in use prior to August 1, 1991, is not subject to this requirement.

Subd. 4. **Vehicle temperature.** A vehicle used for the transportation of shell eggs from a warehouse, retail store, candling and grading facility, or egg holding facility must have an ambient air temperature of 45 degrees Fahrenheit (7 degrees Celsius) or below.

History: *1Sp2001 c 2 s 49-51*

29.237 UNIFORMITY WITH FEDERAL LAW.

Subdivision 1. **Shell eggs.** Federal regulations governing the grading of shell eggs and United States standards, grades, and weight classes for shell eggs, in effect on July 1, 2000, as provided by Code of Federal Regulations, title 7, part 56, are the grading and candling rules in this state, subject to amendment by the commissioner under chapter 14, the Administrative Procedure Act.

Subd. 2. **Inspection.** Federal regulations governing the inspection of eggs and egg products, in effect on May 1, 2000, as provided by Code of Federal Regulations, title 7, part 59, are the inspection of egg and egg products rules in this state, subject to amendment by the commissioner under chapter 14, the Administrative Procedure Act.

History: *1Sp2001 c 2 s 52*