

**4626.0442 CONSUMER ADVISORY; DISCLOSURE. 3-603.11**

A. Except as specified in parts 4626.0340, items C and D, subitem (4), and 4626.0447, item C, if an animal food such as beef, eggs, fish, lamb, milk, pork, poultry, or shellfish is served or sold raw, undercooked, or without otherwise being processed to eliminate pathogens, either in ready-to-eat form or as an ingredient in another ready-to-eat food, the license holder shall inform consumers of the significantly increased risk of consuming such foods by way of a disclosure and reminder, as specified in items B and C, using brochures, deli case or menu advisories, label statements, table tents, placards, or other effective written means.<sup>p2</sup>

B. The disclosure must include:

(1) a description of the animal-derived foods, such as "oysters on the half shell (raw oysters)," "raw-egg Caesar salad," and "hamburgers (can be cooked to order)";<sup>p2</sup> or

(2) identification of the animal-derived foods by asterisking them to a footnote that states the items are served raw or undercooked, or contain, or may contain, raw or undercooked ingredients.<sup>p2</sup>

C. The reminder must include asterisking the animal-derived foods requiring disclosure to a footnote that states:

(1) regarding the safety of these items, written information is available upon request;<sup>p2</sup>

(2) consuming raw or undercooked meats, poultry, seafood, shellfish, or eggs may increase your risk of foodborne illness;<sup>p2</sup> or

(3) consuming raw or undercooked meats, poultry, seafood, shellfish, or eggs may increase your risk of foodborne illness, especially if you have certain medical conditions.<sup>p2</sup>

**Statutory Authority:** *MS s 31.101; 31.11; 144.07; 157.011*

**History:** *43 SR 295*

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