

**4626.0410 3-501.19 TIME AS PUBLIC HEALTH CONTROL.\***

Subpart 1. **Requirements.** Time only, rather than time in conjunction with temperature, may be used as the public health control for a working supply of potentially hazardous food before cooking, or for ready-to-eat potentially hazardous food that is displayed or held for service for immediate consumption, if:

A. the food is marked or otherwise identified with the time within which it shall be cooked, served, or discarded;

B. when the food that is provided for service and consumption is removed from temperature control, the food:

(1) is served or discarded within four hours; and

(2) is not removed from time control and returned for use at a later time;

C. food in unmarked containers or packages, or for which the time expires, is discarded; and

D. written procedures are maintained in the food establishment and made available to the regulatory authority upon request, to ensure compliance with:

(1) items A to C; and

(2) part 4626.0385 for food that is prepared, cooked, and refrigerated before time is used as a public health control.

Subp. 2. **Notification.** The food establishment must submit written notification to the regulatory authority of its intention to use the procedures provided under this part prior to implementing the provisions of this part.

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

**History:** *23 SR 519*

**Posted:** *October 11, 2007*