



1001 N. Central Avenue #695
Phoenix, Arizona 85004
Phone: (602) 372-1778
Fax: (602) 372-0904
TDD 602 372-0622

SUBSTANTIVE POLICY STATEMENT
SPS-EH-2015-007

A substantive policy statement (SPS) is advisory only. In accordance with A.R.S. §11-1601, SPS's do not include internal procedural documents that only affect internal procedures of the Maricopa Environmental Services Department and do not impose additional requirements or penalties on regulated parties or confidential information.

1. SPS Subject:

The purpose of this SPS is to clarify which types of food establishments are exempt from Certified Food Protection Manager Certificate requirements.

2. Statutory Overview:

Maricopa County Environmental Health Code (MCEHC)

3. SPS:

The MCEHC, Chapter 7, Regulation 6 provides an exemption from the requirement to obtain a Certified Food Protection Manager (CFPM) for food establishments that exclusively serve prepackaged foods.

The adopted 2013 FDA Food Code Section §2-102.12 B (Certified Food Protection Manager) further allows the regulatory authority to not require a CFPM for those establishments deemed to pose minimal risk of causing, or contributing to, foodborne illness based on the nature of the operation and extent of food preparation.

Accordingly, the Department has deemed food establishments performing the following activities to pose minimal risk and therefore will not require a Certified Food Protection Manager Certificate.

- A. A food establishment that is handling only open non-time/temperature control for safety foods.
- B. A food establishment that is conducting limited sampling of products that require simple preparation (e.g. dry dips mixed with sour cream, dry soups mixed with water, etc.) of time/temperature control for safety foods provided that prior Department approval has been obtained.

4. SPS Effective Date

May 14, 2015

5. SPS New Document/Revision Statement:

SPS-EH-2015-007 is a new SPS.

6. Contact Us:

For questions or comments regarding this SPS or to obtain a copy of this document, please contact the Department Records Custodian at the address and/or phone number above.