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> Title 18 - Environmental Conservation

> Tit. 18, ch. 31 AAC - Alaska Food Code

> Article 3 - Management and Personnel > **18 AAC 31.300 - Employee health**

18 AAC 31.300 - Employee health

State Regulations

Compare

(a) The operator of a food establishment shall take all reasonable precautions to ensure that each employee with an infected wound or a disease communicable by food is not working in a food establishment in any capacity that might contaminate food or a food-contact surface.

(b) The operator of a food establishment shall ensure that

(1) each applicant to whom a conditional offer of employment is made and each employee reports each of the following conditions to the operator, including the date of onset, as it relates to diseases that are transmissible through food, if the employee or applicant has, or is diagnosed with, that condition:

(A) vomiting;

(B) diarrhea;

(C) jaundice;

(D) sore throat with fever;

(E) a lesion containing pus, such as a boil or infected wound, that is opening and draining and is

(i) on the hands or wrists, unless an impermeable cover such as a finger cot or stall, protects the lesion and a single-use glove is worn over the impermeable cover;

(ii) on exposed portions of the arms, unless the lesion is protected by an impermeable cover; or

(iii) on other parts of the body, unless the lesion is covered by a dry, durable, tight-fitting bandage;

(F) *Salmonella Typhi*, within the previous three months, without the individual having received antibiotic therapy;

(G) *Shigella* spp.;

(H) Enterohemorrhagic or Shiga toxin-producing *Escherichia coli*;

(I) hepatitis A virus;

(J) Norovirus;

(2) an employee or applicant who is experiencing a symptom of a disease transmissible by food as described in (1)(A) - (E) of this subsection is either excluded or restricted as listed in Table E of this section; and

TABLE E

EXCLUSION OR RESTRICTION REQUIREMENTS FOR SYMPTOMATIC

EMPLOYEES OR APPLICANTS

Symptom Exclusion or Restriction Removing

Exclusion

or

Restriction *Department

of

Environmental

Conservation

Approval

Needed to

Work? Establishments

Serving

Highly

Susceptible

Population All

Other

Establishments Vomiting Exclude Exclude When the
excluded

employee

has been

asymptomatic

for at least

24 hours. No Diarrhea Exclude Exclude When the
excluded

employee

has been

asymptomatic

for at least

24 hours. No Jaundice Exclude if the
onset occurred

within the last

seven days Exclude if the

onset occurred

within the last

seven daysWhen approval
is obtained
from the
Department
of Health. Yes, unless
medical
documentation
is provided to
the operator.Sore Throat
with Fever Exclude Restrict When the
employee
provides
written
medical
documentation
to the
operator. No Lesion
Containing
Pus Restrict Restrict When the
infected
wound or
boil is
properly

covered. No * An exclusion or restriction may be removed for any symptom if the excluded or restricted employee provides medical documentation to the operator that the condition is from a non-infectious condition and that the risk of transmitting a pathogenic microorganism is minimal.

(3) in addition to the requirements of (a) of this section, the operator contacts the department, verbally or electronically, within 24 hours after being notified that an employee or applicant has been diagnosed by a health practitioner as having a disease as described in (1)(F) - (J) of this subsection or is jaundiced; each notification must provide the date, name of the diagnosed disease, and the name and contact information of the food establishment reporting the diagnosed disease.

(c) In this section, "restrict" or "restriction" means to limit the activities of an employee so that there is no risk of transmitting a disease that is transmissible through food and the employee does not work with exposed food, clean food-contact surfaces, linens, or unwrapped single-service or single-use articles.

Notes

18 AAC 31.300

Eff. 5/18/97, Register 142; readopt 12/19/99, Register 152; am 6/28/2001, Register 158; am 12/28/2006, Register 180

Effective 12/19/99, Register 152, the Department of Environmental Conservation readopted 18 AAC 31.300, without change, to affirm the validity of that section following statutory amendments made in ch. 72, SLA 1998. Chapter 72, SLA 1998 relocated department authority to adopt regulations in 18 AAC 31 from AS 03.05 to AS 17.20.

Operators may contact the department by calling any department office location or by calling (907) 269-7501 or, outside the Municipality of Anchorage, 87-SAFEFOOD ((877) 233-3663), or by facsimile: (907) 269-7510.

Authority:AS 17.20.005

AS 17.20.020

AS 17.20.070

AS 17.20.072

AS 17.20.180

AS 17.20.200

AS 17.20.290

AS 44.46.020

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