

Hyde County Health Department

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*From the Lodge to the Lighthouse
We're striving for a healthier Hyde*

Wesley P. Smith, Health Director

MEMORANDUM

TO: ALL NON PROFIT ORGANIZATIONS

**FROM: HYDE COUNTY HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH**

**SUBJECT: SELLING POTENTIALLY HAZARDOUS FOODS DURING FUND
RAISING**

The purpose of this memo is to clarify the selling of potentially hazardous food during fund raising events. "Potentially hazardous food" means any food or ingredient, natural or synthetic, in a form capable of supporting the growth of infectious or toxigenic microorganisms, including *Clostridium botulinum*. This term includes raw or heat treated foods of animal origin, raw seed sprouts, and treated foods of plant origin. The term does not include foods which have a pH level of 4.6 or below or a water activity(Aw) value of .85 or less. Examples of potentially hazardous foods include hamburgers, hot dogs, seafood, chicken, potato salad, macaroni salad, baked potatoes and soups. Foods such as cookies, cakes, breads, and brownies are considered non potentially hazardous.

The North Carolina General Statutes section 130A-250(7) provides an exemption to certain establishments which allows them to prepare potentially hazardous food for sale to the public. It states: *Establishments (1) that are incorporated as nonprofit corporations in accordance with Chapter 55A of the General Statutes or (2) that are exempt from federal income tax under the Internal Revenue Code, as defined in GS 105-228.9 or (3) that are political committees as defined in GS 163-278.6(14) **and that prepare or serve food or drink for pay no more frequently than once a month for a period not to exceed two consecutive days.***

If you have any questions please feel free to contact the Hyde County Health Department at (252) 926-4380 or (252) 926-4379.