

# STATE OF CONNECTICUT

## DEPARTMENT OF PUBLIC HEALTH

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Commissioner



Ned Lamont  
Governor  
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Lt. Governor

**State of Connecticut Department of Public Health**  
**Regulation Concerning Model Food Code Implementation**  
**Summary of Public Comments and Department of Public Health Response**  
**August 10, 2022**

The Department of Public Health received two comments during the public comment period. The following is a summary of the subject matter received:

**Comment # 1:** Submitted on 7/16/22 by David Knauf, Director of Health for the Town of Darien, supporting the proposed adoption of the FDA Food Code, but expressing concerns about Connecticut’s registration requirement for all food establishments, as prescribed by Conn. Gen. Stat. section 19a-36i. Mr. Knauf stated that the registration requirement will create confusion and burdens for Connecticut businesses, local health departments and the DPH itself, with dubious public health benefits at best.

**Response:** The Department of Public Health thanks Mr. Knauf for his support of the adoption of the FDA Model Food Code. As for the registration requirement referenced in Mr. Knauf’s comments, the requirement is prescribed in statute and is outside the scope of these proposed regulations. Any change to the registration requirement will need to proceed through the legislative process.

**Comment #2:** Submitted on July 15, 2022 by Kevin Elak, Director of Health for the City of Middletown, supporting the proposed adoption of the FDA Food Code. Mr. Elak noted that because the two Connecticut agencies with oversight over food protection – the Department of Public Health (DPH) and Department of Consumer Protection (DCP) -- use different versions of the FDA Food Code, there is much confusion and frustration among food establishment owners and operators about which version of the Food Code to abide by. Through these proposed regulations, the Code used by DPH will be in sync with that adopted by the DCP as well as most other states, and adopting the FDA Food Code by reference will ensure that CT Department of Public Health will remain current with scientifically sound technical information.

**Response:** The Department of Public Health thanks Mr. Elak for his support, and agrees that the adoption of the FDA food code by reference will have many significant benefits.