

Topic: Illness in Food Establishment Employee

105 CMR 590.000 State Sanitary Code Chapter X - Minimum Sanitation Standards for Food Establishments

(C) FC 2-201.11(A) Health Status – Employee is Ill.,i.e. Is diagnosed with an illness due to:

- (1) Salmonella Typhi,
- (2) Shigella spp.,
- (3) Escherichia coli O157:H7 and other Enterohemorrhagic Escherichia coli (EHEC),
- (4) Hepatitis A virus,
- (5) Entamoeba histolytica ,
- (6) Campylobacter spp.,
- (7) Vibrio cholera spp.,
- (8) Cryptosporidium parvum,
- (9) Giardia lamblia,
- (10) Hemolytic Uremic Syndrome,
- (11) Salmonella spp. (non-typhi)
- (12) Yersinia enterocolitica,
- (13) Cyclospora cayetanensis, and
- (14) Any other disease transmissible through food so designated by the Division of communicable Diseases of the Department in 105 CMR 300.000 : Reportable Diseases and Isolation and Quarentine Requirements.

The person in charge shall:

- (1) Exclude a food employee from a food establishment if the food employee is diagnosed with an infectious agent specified under 105 CMR 590.003(C)(1) through (4);(FC)
- (2) Except as specified under 105 CMR 590.003 (D) (3) or (4), restrict a food employee from working with exposed food; clean equipment, utensils, and linens; and unwrapped single-service and single-use articles, in a food establishment if the food employee is:
 - (a) Suffering from a symptom specified under FC 2201.11(B), or (FC)
 - (b) Not experiencing a symptom of acute gastroenteritis specified under FC 2-201.11(B)(1) but is diagnosed with an infectious agent specified under 105 CMR 590.003(C)(5) through (14).
- (3) If the population served is a highly susceptible population, exclude a food employee who:
 - (a) Is experiencing a symptom of acute gastrointestinal illness specified under FC 2-201.11(B)(1) and meets a high-risk condition specified under FC 2-201.11(D)(1) through (3).(FC)
 - (b) Is not experiencing a symptom of acute gastroenteritis specified under FC 2-201.11(B)(1) but is diagnosed with an infectious agent specified under 105 CMR 590.003(C).
 - (c) Had a past illness from S. Typhi within the last 3 months, (FC) or
 - (d) Had a past illness from Shigella spp. or E.Coli O157:H7 within the last month; and (FC)
- (4) For a food employee who is jaundiced:
 - (a) If the onset of jaundice occurred within the last 7 calendar days, exclude the food employee from the food establishment, or (FC)
 - (b) If the onset of jaundice occurred more than 7 calendar days before:
 - (1) Exclude the food employee from a food establishment that serves a highly susceptible population, or (FC)

(2) Restrict the food employee from activities specified under 105 CMR 590.003(D)(2).