## Food and Beverage Jurisdiction Guidance

**EHS - NCDHHS - Environmental Health**

**FDPD - NCDA&CS Food & Drug Protection Division** regulates products with <2% Meat

**MPID - NCDA&CS Meat & Poultry Inspection Division** regulates products with >2% Meat

<table>
<thead>
<tr>
<th>Food Item</th>
<th>Agency</th>
<th>Justification</th>
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<td>Food Item</td>
<td>EHS</td>
<td>NCDA&amp;CS</td>
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### Bakery Products

1. Apple dumplings, Apple fries (X) - FDPD Bakery Regulations, Bakery/Confectionery Items
2. Baked fruit (X) - FDPD Bakery Regulations, Bakery/Confectionery Items
3. Cheesecake (X) - FDPD Bakery Regulations, Bakery/Confectionery Items
4. Displayed bakery goods (focaccia or bread in sleeve) (X) - FDPD Bakery Regulations, Bakery/Confectionery Items
5. Fruit pies with cut fruit baked inside (X) - FDPD Bakery Regulations, Bakery/Confectionery Items
6. Intact fruit with chocolate (X) - FDPD Bakery Regulations, Bakery/Confectionery Items
7. Pancakes/Crepes/Waffles w/ or w/o commercially prepared (canned or frozen) fruit filling or topping (X) - FDPD Bakery Regulations, Bakery/Confectionery Items

### Confectionary Products

8. Quiche (X) - EHS - Retail/Prepared for immediate consumption
9. *TCS Filled Crepes (X) - FDPD - Wholesale
10. *TCS Filled Pies (X) - MPID - Wholesale

### Beverages

11. Fried butter/candy/cake (X) - FDPD Bakery Regulations, Bakery/Confectionery Items
12. Ice cream or frozen yogurt, w/ or w/o fresh cut fruit (X) - EHS - In permitted food establishment
13. Milkshakes, Banana splits (X) - FDPD - non-permitted food est.

### Other

14. Coconut water/Lemonade/Limeade/Orangeade (X) - G.S. 130A-250(8) Beverage Exemption
15. Non-TCS* beverage in single service container (X) - G.S. 130A-250(11)
16. Snow cones/Shaved ice (X) - G.S. 130A-247(4) Required by G.S. Single Service Containers (Unpackaged)
17. Pressed apple juice (X) - G.S. 130A-247(4) Required by G.S. Single Service Containers (Unpackaged)
18. *TCS beverages made from raw fruits and (X) - G.S. 130A-247(4) Required by G.S. Single Service Containers (Unpackaged)
19. Wheatgrass or sugar cane juice (X) - G.S. 130A-247(4) Required by G.S. Single Service Containers (Unpackaged)

20. Avocado bites / Roasted corn (X) - Heat-Treated Plant Food
21. Bacon, battered deep fried or chocolate covered (X) - EHS - Retail/Prepared for Immediate Consumption
22. Boiled peanuts (X) - EHS - Retail/Prepared for Immediate Consumption
23. Hoop cheese (X) - EHS - Retail/Prepared for Immediate Consumption
24. Fried pickles (X) - EHS - Retail/Prepared for Immediate Consumption
25. Nacho cheese and chili dispensers (X) - EHS - Dispenser w/ reusable components
26. Pork skins (X) - FDPD - Commercially packaged
27. Roasted nuts (X) - FDPD - Commercially packaged
28. Acai bowls made w/ or topped w/ fresh fruit. (X) - **RTE portioned fruit
29. **RTE cut fruit (even when only used as a topping on bakery items) unless on top of a frozen dessert, inside of a non-TCS* beverage, or baked inside of a pie. (X) - **RTE portioned fruit

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*Denotes that the product is considered non-TCS (Not Commercially Shipped) and requires refrigeration. **Denotes that the product is RTE (Ready to Eat) and requires refrigeration.
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<tr>
<th></th>
<th>TCS fruit (whole, half or quarter), cut bananas</th>
<th>X</th>
<th>FDPD - Requires additional processing by consumer prior to consumption</th>
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*TCS: Time/temperature control for safety  **RTE: Ready-to-eat  Revised: April 2019