

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

	Food Item	Agency		Justification
		EHS	NCDA&CS	

Bakery Products

1	Apple dumplings, Apple fries		X	FDPD Bakery Regulations, Bakery/Confectionery Items
2	Baked fruit		X	
3	Cheesecake		X	
4	Displayed bakery goods (focaccia or bread in sleeve)		X	
5	Fruit pies with cut fruit baked inside		X	
6	Intact fruit with chocolate		X	
7	Pancakes/Crepes/Waffles w/ or w/o commercially prepared (canned or frozen) fruit filling or topping		X	
8	Quiche	X	X	EHS - Retail/Prepared for immediate consumption FDPD - Wholesale MPID - Wholesale
9	*TCS Filled Crepes	X	X	
10	*TCS Filled Pies	X	X	

Confectionary Products

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	X	EHS - In permitted food establishment FDPD - non-permitted food est.
13	Milkshakes, Banana splits	X	X	

Beverages

14	Coconut water/Lemonade/Limeade/Orangeade		X	G.S. 130A-250(8) Beverage Exemption
15	Non-TCS* beverage in single service container		X	
16	Snow cones/Shaved ice		X	G.S. 130A-250(11)
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		
19	Wheatgrass or sugar cane juice	X		

Other

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	X	EHS - In permitted food establishment FDPD - non-permitted food est.
23	Hoop cheese	X	X	
24	Fried pickles	X	X	
25	Nacho cheese and chili dispensers	X	X	EHS - Dispenser w/ reusable components FDPD/MPID - Commercially packaged
26	Pork skins	X	X	EHS – Pork skin meat/FDPD – Pellets/MPID – If sold at secondary location
27	Roasted nuts		X	FDPD - non-permitted food est.
28	Acai bowls made w/ or topped w/ fresh fruit.	X		**RTE portioned fruit
29	All **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

30	*TCS fruit (whole, half or quarter), cut bananas		X	FDPD - Requires additional processing by consumer prior to consumption
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*TCS: Time/temperature control for safety

**RTE: Ready-to-eat

Revised: April 2019