

**Agricultural Marketing Service, USDA**

**§ 60.107**

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**PART 60—COUNTRY OF ORIGIN LABELING FOR FISH AND SHELLFISH**

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AUTHORITY: 7 U.S.C. 1621 *et seq.*

SOURCE: 74 FR 2701, Jan. 15, 2009, unless otherwise noted

**Subpart A—General Provisions**

DEFINITIONS

**§ 60.101 Act.**

*Act* means the Agricultural Marketing Act of 1946 (7 U.S.C. 1621 *et seq.*).

**§ 60.102 AMS.**

*AMS* means the Agricultural Marketing Service, United States Department of Agriculture.

**§ 60.103 Commingled covered commodities.**

*Commingled covered commodities* means covered commodities (of the same type) presented for retail sale in a consumer package that have been prepared from raw material sources having different origins.

**§ 60.104 Consumer package.**

*Consumer package* means any container or wrapping in which a covered commodity is enclosed for the delivery and/or display of such commodity to retail purchasers.

**§ 60.105 Covered commodity.**

(a) *Covered commodity* means:

(1)–(2) [Reserved]

(3) Farm-raised fish and shellfish (including fillets, steaks, nuggets, and any other flesh);

(4) Wild fish and shellfish (including fillets, steaks, nuggets, and any other flesh);

(5)–(6) [Reserved]

(b) Covered commodities are excluded from this part if the commodity is an ingredient in a processed food item as defined in § 60.119.

**§ 60.106 Farm-raised fish.**

*Farm-raised fish* means fish or shellfish that have been harvested in controlled environments, including ocean-ranched (e.g., penned) fish and including shellfish harvested from leased beds that have been subjected to production enhancements such as providing protection from predators, the addition of artificial structures, or providing nutrients; and fillets, steaks, nuggets, and any other flesh from a farm-raised fish or shellfish.

**§ 60.107 Food service establishment.**

*Food service establishment* means a restaurant, cafeteria, lunch room, food stand, saloon, tavern, bar, lounge, or other similar facility operated as an enterprise engaged in the business of selling food to the public. Similar food service facilities include salad bars,