



# Department of Public Health and Human Services

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## DPHHS/FCSS Guidance Document

Date: April 15, 2015	Reference Number:04-15-15-A
Program: Food	Guidance Document:2013 FDA Model Food
Subject: Backflow Prevention	Version:1

The purpose of this guidance document is: DPHHS Technical Guidance on Direct and Indirect Connections between sewage systems and drains originating from equipment in which food, portable equipment, or utensils are placed.

### Rule Requirement: Model Food Code 5-402.11, ARM 24.301.301(1)(r)

**Body:** The Department has received questions concerning the use of direct or indirect connections between sewage systems and equipment in a retail food establishment. The following guidance will help to clarify this confusion.

- **2013 FDA Model Food Code 5-402.11 Backflow Prevention**

(A) Except as specified in ¶¶ (B), (C), and (D) of this section, a direct connection may not exist between the SEWAGE system and a drain originating from EQUIPMENT in which FOOD, portable EQUIPMENT, or UTENSILS are placed.<sup>P</sup>

*(B) Paragraph (A) of this section does not apply to floor drains that originate in refrigerated spaces that are constructed as an integral part of the building.*

*(C) If allowed by LAW, a WAREWASHING machine may have a direct connection between its waste outlet and a floor drain when the machine is located within 1.5 m (5 feet) of a trapped floor drain and the machine outlet is connected to the inlet side of a properly vented floor drain trap.*

*(D) If allowed by LAW, a WAREWASHING or culinary sink may have a direct connection.*

- “Law”, is defined in the 2013 FDA Model Food Code, as the applicable local, state, and federal statutes, regulations, and ordinances.
- The 2009 Uniform Plumbing Code (UPC) 704.3 was amended in ARM 24.301.301(1)(r) to read that there may not be a direct connection between the sewerage system and any drains originating from equipment in which food, portable equipment, or utensils are placed.
- The State of Montana has recently adopted the 2012 UPC. The final administrative rule has not yet been published, but is believed to have not changed in a manner that will affect this guidance.

After reviewing the above referenced rules and regulations, the Department believes that an indirect connection, such as an air gap, is required to connect any equipment in which food, portable equipment, or utensils are placed, to a drainage system.

For more information, please contact DPHHS-FCSS at 406-444-2837 or visit our website: [www.fcss.mt.gov](http://www.fcss.mt.gov).