

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 901-19-07

Rule Type: Amendment

Rule Title/Tagline: Quality assurance.

Agency Name: Department of Agriculture

Division:

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I. Rule Summary

1. **Is this a five year rule review?** No
 - A. **What is the rule's five year review date?** 3/21/2021
2. **Is this rule the result of recent legislation?** No
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 901.72
5. **What statute(s) does the rule implement or amplify?** 901.72
6. **What are the reasons for proposing the rule?**

The Livestock Exhibition Advisory Committee reviewed this rule in their normal course of duty. The Committee elected to make changes to this rule in order to clarify certain portions of the rule.

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

OAC 901-19-07 requires that all exhibition sponsors require exhibitors to attend or complete a quality assurance program or pass an exam which indicates that the exhibitor has the requisite knowledge presented in the quality assurance program.

The quality assurance program is a comprehensive educational program which focuses on the proper care and welfare of food animals. The majority of animals entered into livestock exhibitions are eventually sold and placed in food supply. Due to this eventual entry into the stream of commerce, the knowledge of food safety, nutrition, management, handling, and the environment are critical to the success of producing a safe and wholesome product. Therefore, it is essential that all exhibitors be required to participate in the quality assurance program.

The rule has been proposed to be amended to update the Appendix A to this rule. The Appendix is titled Food Animal Youth Quality Assurance Minimum Standards. The Appendix has been amended to clarify the Age & Participation portion of the document; clarifying that individuals that are 19 years of age on December 31st of the current year are eligible to participate in the junior fair shows. Further, the description of the program has been amended to give a stronger scope to the requirements of the Quality Assurance program.

8. **Does the rule incorporate material by reference? Yes**
9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.**
The incorporated material is attached as an Appendix.
10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

The appendix originally attached contained a draft watermark on it.

II. Fiscal Analysis

11. **As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.**

This will have no impact on revenues or expenditures.

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Not applicable.

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

There is no additional cost of compliance associated with this rule.

- 13. **Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No**
- 14. **Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No**

III. Common Sense Initiative (CSI) Questions

- 15. **Was this rule filed with the Common Sense Initiative Office? Yes**
- 16. **Does this rule have an adverse impact on business? Yes**

- A. **Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No**

The rules do not impose any sort of licensing fees on exhibitions or exhibitors. Any entrance or licensing fees would be established by the exhibition themselves

- B. **Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? Yes**

The rules do provide guidelines as to permitted and prohibitive practices. Violations of the rules may result in a fine of any proceeds received from an exhibition. The exhibitions are required to keep records of drug testing all livestock animals entered into exhibitions.

- C. **Does this rule require specific expenditures or the report of information as a condition of compliance? No**