

**Rule Summary and Fiscal Analysis (Part A)****Department of Agriculture**

Agency Name

**Dairy**

Division

**Marsha Perge**

Contact

**8995 East Main Street Reynoldsburg OH  
43068-3399**

Agency Mailing Address (Plus Zip)

**614-728-6390**

Phone

**614-466-6124**

Fax

**901:11-2-02**

Rule Number

**AMENDMENT**

TYPE of rule filing

Rule Title/Tag Line

**Quality requirements.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **Yes**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **917.02**

5. Statute(s) the rule, as filed, amplifies or implements: **917.05**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

To update the rule to reflect the changes made in federal regulations and their definitions.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

Update 7 CFR and to include lactating animals.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

The material referenced is title 7 of the code of federal regulations. This title is available online at [www.usda.gov](http://www.usda.gov) or by requesting a copy via telephone or in writing. The Ohio Statutes and rules referenced in this rule are available at [www.ohioagriculture.gov](http://www.ohioagriculture.gov) or <http://codes.ohio.gov/orc/917>.

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

Due to the size of title 7 and the availability of the statutes and regulations referenced in this rule, it would be infeasible to file them as electronic attachments.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

*Not Applicable.*

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

Year of CFR being utilized added.

12. 119.032 Rule Review Date: **6/29/2007**

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

### **FISCAL ANALYSIS**

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

0.00

Minimal if any impact on the agency.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not applicable.

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

Minimal if any impact on any persons in the industry.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**