

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 901:3-17-03

Rule Type: No Change

Rule Title/Tagline: Deleted regulations.

Agency Name: Department of Agriculture

Division: Food Safety

Address: 8995 E. Main St. Reynoldsburg OH 43068

Contact: Renee Schmauch **Phone:** 614-728-6295

Email: renee.schmauch@agri.ohio.gov

I. Rule Summary

1. Is this a five year rule review? Yes
 - A. What is the rule's five year review date? 1/31/2024 and 01/31/2029
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? 3715.02, 3715.021
5. What statute(s) does the rule implement or amplify? 3715.59, 3715.60, 3715.62
6. What are the reasons for proposing the rule?

This rule has been reviewed in accordance with the five year rule review process.

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

901:3-17-03 sets forth the regulations housed in 21 C.F.R. part1 17 which are deleted under the rules. The deleted portions relate to enforcement procedures which only apply to FDA and do not apply to the Department. This rule is being submitted as a no change.

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. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.

Pursuant to section 121.75 of the Revised Code, the code sections incorporated into this rule are exempt from compliance according to section 121.75 (A)(1) of the Revised Code.

10. If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.

Not Applicable

II. Fiscal Analysis

11. Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.

This will have no impact on revenues or expenditures.

0.00

Not Applicable

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

Not Applicable

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

15. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.

Not Applicable

III. Common Sense Initiative (CSI) Questions

16. Was this rule filed with the Common Sense Initiative Office? Yes

17. Does this rule have an adverse impact on business? No

- A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No**
- 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? No**
- C. Does this rule require specific expenditures or the report of information as a condition of compliance? No**
- D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No**