

NOTICE OF PUBLIC RULES HEARING

DATE: Thursday, June 28, 2012
TIME: 10:00 A.M.
PLACE: 8TH FLOOR LARGE CONFERENCE ROOM
OHIO DEPARTMENT OF HEALTH (ODH)
246 N. HIGH STREET
COLUMBUS, OHIO 43215

In accordance with Chapter 119 of the Revised Code (R.C.) and by authority of R.C. 3717.04 and 3717.05, the Public Health Council (PHC) jointly with the Director of the Department of Agriculture (ODA) will conduct a public hearing at the place and time listed above for the purpose of amending the following Ohio Uniform Food Safety Code rules: 3717-1-01, 3717-1-02, 3717-1-02.1, 3717-1-02.2, 3717-1-02.4, 3717-1-03.1, 3717-1-03.2, 3717-1-03.3, 3717-1-03.4, 3717-1-03.5, 3717-1-03.7, 3717-1-04, 3717-1-04.1, 3717-1-04.2, 3717-1-04.2, 3717-1-04.4, 3717-1-04.5, 3717-1-04.6, 3717-1-04.8, 3717-1-05, 3717-1-05.2, 3717-1-06.2, 3717-1-06.4, 3717-1-07.1, 3717-1-08, 3717-1-08.3, and 3717-1-09.

The Ohio Uniform Food Safety Code provides the standards for safe food handling and sanitation in retail food establishments and food service operations. The Code is based upon the Federal Food and Drug Administration (FDA) Model Food Code that was updated in November 2009 and September 2011. The proposed changes were recommended for adoption by the Retail Food Safety Advisory Council, and they consist of updates from the FDA Code, corrections of typos and punctuation errors, and the addition of new language regarding micro markets. The new micro markets language is proposed to accommodate Ohio's vending industry.

At the hearing, people affected by the proposed rules may appear and be heard in person, by an attorney, or both; may present their positions, arguments, or contentions orally or in writing; may offer witnesses; and may present evidence tending to show that the proposed rules, if adopted or effectuated, will be unreasonable or unlawful. To aid in getting visitors through building security, both persons intending to testify at the hearing and those simply intending to observe are encouraged to pre-register by mail (ODH Rules, Office of the General Counsel, Ohio Department of Health, 246 North High Street, Columbus, Ohio 43215); by phone [(614) 466-4882], or by e-mail (odhrules@odh.ohio.gov).

Copies of the proposed rules are available on the Register of Ohio website (ODH has a link to that website at www.odh.ohio.gov/rules/pending.aspx), or from the Office of the General Counsel (contact information listed above). Please FAX [(614) 564-2509], mail, or e-mail any written comments before 5:00 p.m. on June 27, 2012.

**Please Note: Three other public rules hearings will be held immediately following this hearing and will be announced in a separate public notice. Those hearings pertain to rules from O.A.C. Chapters 3701:1-49 (Radioactive Material Standards – Well Loggers), 3701:1-52 (Radioactive Material Standards – Irradiators), and 3701:1-56 (Special Nuclear Material).*