



PUBLIC HEARING NOTICE

January 4, 2023, from 10:00 A.M to 10:30 A.M.

**Ohio Department of Agriculture
Bromfield Administration Building
Hearing Room 129 (Seminar "A")
8995 East Main Street
Reynoldsburg, Ohio 43068-3399**

In accordance with Chapter 119 of the Revised Code, the Ohio Department of Agriculture will conduct a public hearing for the purpose of soliciting comments regarding the adoption, amendment and rescission of rules.

The public hearing will **be from 10:00 am to 10:30 am** or until all parties in attendance have had the opportunity to be heard.

The following rules are proposed for amendment:

Food Safety- Ch 1 Food Processing and Manufacturing Practices, Standards of Identity, and Labeling Requirements

OAC 901:3-1-11, 901:3-1-12, 901:3-1-14, 901:3-1-15: This rule package consists of two amended rules and two new rules proposed by the Ohio Department of Agriculture (Department) as part of the statutory five-year review.

Food Safety- Ch 3 Thermally Processed Low-Acid Foods Packaged in Hermetically Sealed Containers

OAC 901:3-3-01 through 901:3-3-18: This rule package consists of eighteen rescinded rules proposed by the Ohio Department of Agriculture (Department). Ohio Administrative Code Chapter 901:3-3 establishes requirements for thermally processing low acid foods in hermetically sealed containers, including standards for equipment, handling, processing, and packaging. The rules are proposed for rescission, as the inspections required by the rules are currently being performed by the U.S. Food and Drug Administration (FDA).

Food Safety- Ch 4 Retail Food Safety Establishments- Licensing

OAC 901:3-4-01 through 901:3-4-18: This rule package consists of eighteen amended rules proposed by the Ohio Department of Agriculture (Department) as a part of the statutory five-year review process. Ohio Administrative Code (OAC) Chapter 901:3-4 establishes licensing requirements for retail food establishments.

Food Safety- Ch 18 Processing and Production Records

OAC 901:3-18-01 through 901:3-18-04 This rule package consists of four new rules proposed by the Ohio Department of Agriculture (Department) as a part of the statutory five-year review process. The rules in this package are proposed new rules that adopt, modify, amend, and delete federal statutes concerning mitigation strategies to protect food from intentional adulteration.

Food Safety- Ch 24 Sanitary Transportation of Human and Animal Food

OAC 901:3-24-01 through 901:3-24-04: This rule package consists of four new rules proposed by the Ohio Department of Agriculture (Department) which incorporates by reference the requirements found in 21 C.F.R. Chapter 1, Subchapter A, Part 1, Subpart O (2023) regarding the sanitary transport of human and animal food.

More information on this rule package, including a business impact analysis and copies of the rules, can be found by visiting The Ohio Department of Agriculture’s website, administrative rules page, at <https://agri.ohio.gov/divisions/legal-office/Admin-Rules> or by visiting the Register of Ohio at www.registerofohio.state.oh.us.

Any person who wishes to present their position, arguments, or contentions in writing, other than at the public hearing, may do so by either mailing their written comments to the Ohio Department of Agriculture, c/o Legal Section, 8995 East Main Street, Reynoldsburg, Ohio 43068 or by email at ecomments@agri.ohio.gov. Written comments sent by mail shall be postmarked no later than the day of the hearing. Written comments transmitted by email shall be received no later than 5:00 p.m. on the day of the hearing.

The Ohio Department of Agriculture is committed to providing access and inclusion and reasonable accommodation in its services, activities, programs, and employment opportunities in accordance with the Americans with Disabilities Act (ADA) and other applicable laws. To request reasonable accommodations due to a disability please contact Renee Schmauch, Agency Rules Coordinator for ODA, at 614-728-6295 or renee.schmauch@agri.ohio.gov, no later than 14 days before your event.