

**MEMORANDUM**

TO: David Miran, Ohio Department of Agriculture

FROM: Travis Butchello, Regulatory Policy Advocate

DATE: August 10, 2017

RE: **CSI Review – Food Safety – Meat, Poultry, and Fish (OAC 901:03-31-01 through 901:03-31-16)**

On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

Analysis

This rule package consists of sixteen rescinded rules proposed by the Ohio Department of Agriculture (ODA). The rule package was submitted to the CSI Office on July 3, 2017 and the public comment period was held open through July 21, 2017. No comments were received during this time.

The rescinded rules outline the regulations for the labeling, packaging, preparation, and sale of meat, poultry, and fish products in the state. As noted in the BIA, ODA wishes to rescind the rules in the chapter because the regulations exist in other parts of the Ohio Administrative Code (OAC).

During the early stakeholder outreach process, ODA sent the proposal to rescind the rules to numerous food manufacturing, agriculture, and food sales entities throughout the state asking for comments and suggestions. No comments or concerns were made and ODA proceeded to continue with the recession. No comments were received during the CSI public comment period.

The rules impact meat, poultry, and fish manufacturers in the state. Because of the rules, manufacturers are required to regulate the labeling, packaging, preparation, and sale of meat, poultry, and fish. ODA contends in the BIA that no additional adverse impact exists because they propose to rescind duplicative rules.

Recommendation

For the reasons explained above, this office does not have any recommendations regarding this rule package.

Conclusion

Based on the above comments, the CSI Office concludes that the Ohio Department of Agriculture should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.