

## TO BE RESCINDED

3717-1-20

**Existing facilities and equipment.**

- (A) Food service operations and retail food establishments in operation prior to March 1, 2001 may continue to use existing facilities and equipment that:
- (1) Are in good repair and can be maintained in a sanitary condition;
  - (2) Have food contact surfaces that comply with the requirements of this chapter;
  - (3) Have cooling, heating, and holding capacities that comply with the requirements of this chapter; and
  - (4) Do not constitute a public health hazard or public nuisance.
- (B) Existing facilities and equipment shall be replaced with equipment and facilities meeting the requirements of this chapter when any of the following occur:
- (1) They no longer comply with the requirements of paragraphs (A)(1) to (A)(4) of this rule;
  - (2) They no longer comply with the criteria upon which they were originally approved; or
  - (3) The food service operation or retail food establishment changes ownership.

Effective: 3/1/2019

Five Year Review (FYR) Dates: 11/13/2018

CERTIFIED ELECTRONICALLY

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Certification

01/28/2019

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Date

Promulgated Under: 119.03  
Statutory Authority: 3717.04; 3717.05  
Rule Amplifies: 3717.04; 3717.05  
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