

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.

Five Year Review (FYR) Dates: 10/28/2014 and 10/15/2019

CERTIFIED ELECTRONICALLY

Certification

10/28/2014

Date

Promulgated Under: 119.03
Statutory Authority: 3717.05
Rule Amplifies: 3717.05
Prior Effective Dates: 3/1/2001, 3/1/05, 3/1/09