

RULE IMPACT STATEMENT

TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY CHAPTER 37. FOOD SAFETY

(A) PURPOSE OF THE PROPOSED RULE:

The proposed rule changes update the incorporation by reference of Code of Federal Regulations citations. In addition, the revisions revoke the rule explaining the PMO and DMO interface because the DMO is incorporated into the PMO. Finally, Appendix A is revoked and reenacted to include references to goat milk standards.

(B) CLASSES OF PERSONS WHO MOST LIKELY WILL BE AFFECTED BY THE PROPOSED RULE AND ANY INFORMATION ON COST IMPACTS RECEIVED BY THE AGENCY FROM ANY PRIVATE OR PUBLIC ENTITIES:

These rules affect persons who are regulated by the Department's Food Safety Division. No cost impacts have been received to date.

(C) PERSONS WHO WILL BENEFIT FROM THE PROPOSED RULE:

Persons who rely on the Code of Federal Regulations citations will benefit from the proposed rule, in addition to dairy producers.

(D) DESCRIPTION OF THE PROBABLE IMPACT OF THE PROPOSED RULE UPON AFFECTED CLASSES OF PERSONS:

All person will benefit because of the Department's incorporation by reference and cleanup of the Dairy PMO language because the rules governing the state and the federal programs will be identical.

(E) PROBABLE COST AND BENEFITS TO AGENCY; SOURCE OF REVENUE FOR IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE:

No additional cost to the agency is anticipated by the rules.

(F) DETERMINATION OF WHETHER IMPLEMENTATION WILL HAVE ANY ECONOMIC IMPACT ON ANY POLITICAL SUBDIVISION OR REQUIRE THEIR COOPERATION IN IMPLEMENTING OR ENFORCING THE PROPOSED RULE:

No effect on any political subdivision is anticipated by the amendments to these rules.

(G) DETERMINATION OF WHETHER IMPLEMENTATION OF THE PROPOSED RULE WILL HAVE AN ADVERSE EFFECT ON SMALL BUSINESS AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

The proposed rules have no adverse effect on small business.

(H) DETERMINATION OF WHETHER THERE ARE LESS COSTLY METHODS OR NON-REGULATORY METHODS FOR ACHIEVING THE PURPOSE OF THE PROPOSED RULES:

The agency is unaware of any non-regulatory methods to achieve the purpose of these proposed rule changes.

(I) DETERMINATION OF THE EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:

The proposed rules affect the public health, safety, and environment because they are related to food safety issues. The effect is that all current federal requirements are also the requirements of the state.

(J) DETERMINATION OF ANY DETRIMENTAL EFFECT ON THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:

The agency is not aware of any detrimental effect the proposed rules will have on public health, safety, and environment.

(K) DATE RULE IMPACT STATEMENT WAS PREPARED:

November 7, 2007