



REQUEST FOR PUBLIC COMMENT Food Safety – CFR Updates – Amended Rule Review

The rules in this package have been reviewed pursuant to Chapter 119 of the Revised Code and are being proposed as follows. The comment period will remain open through February 9, 2017. Comments may be emailed to ecomments@agri.ohio.gov or mailed to Legal Section, Ohio Department of Agriculture, 8995 E. Main St., Reynoldsburg, Ohio 43068.

Ohio Revised Code 3715.021 states that the director of agriculture shall adopt rules to conform with or be equivalent to the standards for foods established by the United States Department of Agriculture found in Title 21 of the Code of Federal Regulations. These rules adhere to the standards and good manufacturing practices for food processing establishments.

Ohio Administrative Code 901:3-1-12 sets forth the standards of identity of various food products. Standards of identity are legal definitions of food products which outline what a food must contain, often in terms of ingredients and measurements, in order to be marketed as that product. These standards are adopted by reference to the particular food standards found in 21 C.F.R. Parts 100 - 169. The rule has been updated to include standards of identity for salt and iodized salt, common or usual name for non-standardized foods, milk, cheese, and frozen desserts. The adoption of these standards allow Ohio producers to ship their products across the United States. The adoption of these rules is not a federal requirement however, by adopting the federal standards of identity, Ohio have producers the flexibility needed to expand their businesses nationwide.

Ohio Administrative Code 901:3-1-13 adopts standards found in Title 21 of the Code of Federal Regulations applicable to the use of color additives in foods. As with standards of identity, the adoption of these standards allow Ohio producers to ship their products across the United States. The adoption of these standards is not a federal requirement however, by adopting the federal standards of identity, Ohio have producers the flexibility needed to expand their businesses nationwide.

