

NOTE: The Word version of this form is made available as a working document for the convenience of rule filing agencies. To file a rule, an agency must use the division's online rule filing application, eRules.

State of Utah
Administrative Rule Analysis

NOTICE OF CHANGE IN PROPOSED RULE

- * The agency identified below in box 1 provides notice of proposed rule change pursuant to Utah Code Section 63G-3-301.
- * Please address questions regarding information on this notice to the agency.
- * The full text of all rule filings is published in the Utah State Bulletin unless excluded because of space constraints.
- * The full text of all rule filings may also be inspected at the Division of Administrative Rules.

DAR file no:		Date filed:	
State Admin Rule Filing Id:		Time filed:	

		Agency No.		Rule No.		Section No.
Utah Admin. Code Ref (R no.):	R	58	-	11	-	
Changed to Admin. Code Ref. (R no.):	R		-		-	

1.	Agency:	Utah Department of Agriculture and Food			
	Room no.:				
	Building:				
	Street address 1:	350 North Redwood Road			
	Street address 2:				
	City, state, zip:	Salt Lake City, UT, 84116			
	Mailing address 1:	PO Box 146500			
	Mailing address 2:				
	City, state, zip:	Salt Lake City, UT, 84114-6500			
	Contact person(s):				
	Name:	Phone:	Fax:	E-mail:	
	Kyle Stephens	801-538-7102	801-538-7126	kylestephens@utah.gov	
	Kathleen Mathews	801-538-7103	801-538-7126	kmathews@utah.gov	
	Bruce King	801-538-7162	801-538-7169	bking@utah.gov	

(Interested persons may inspect this filing at the above address or at the Division of Administrative Rules during business hours)

2.	Title of rule or section (catchline):				
	Slaughter of Livestock				
3.	Type of notice:				
	Change in Proposed Rule (Changes DAR No.: Admendment)				
4.	Purpose of the rule or reason for the change:				
	To add to the rule the slaughter and processing of poultry.				
5.	This change is a response to comments from the Administrative Rules Review Committee.				
	No <input checked="" type="checkbox"/> ; Yes <input type="checkbox"/>				
6.	Summary of the rule or change:				
	The Department is getting more requests from individuals requesting licensing for the slaughter and processing of poultry. Currently, Federal law allows the slaughtering of a limited number of poultry under an exemption to the Federal Meat Inspection Laws. The changes to R58-11 would bring similar exemptions to Utah Administrative Rule and allow the slaughter and processing of small numbers of poultry.				
7.	Aggregate anticipated cost or savings to:				

A) State budget:Affected: No ; Yes ___

The changes to the rule will not affect the State budget. The program is currently being funded by general fund money. We do not anticipate that the changes to the rule will change the current funding level beyond inflationary costs associated with the general fund.

B) Local government:Affected: No ; Yes ___

There are no costs to local government at this time under the current rule. With the changes in the rule, there should be no costs to local government.

C) Small businesses ("small business" means a business employing fewer than 50 persons):Affected: No ; Yes ___

There is no cost to small businesses associated with this change. This rule will actually allow the creation of small poultry slaughtering and processing businesses.

D) Persons other than small businesses, businesses, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):Affected: No ; Yes ___

There are no costs to these entities.

8. Compliance costs for affected persons:

Individuals and businesses will be expected to pay an annual licensing fee and comply with local ordinances before they start up their business of slaughtering and processing of poultry. After start up, these businesses will need to comply with all sanitation and labeling requirements to protect the consumer of their product.

9. A) Comments by the department head on the fiscal impact the rule may have on businesses:

The change in the rule will have no fiscal impact on existing businesses. The rule will allow the creation of small business that slaughter and process poultry.

B) Name and title of department head commenting on the fiscal impacts:

Leonard M. Blackham, Commissioner of Agriculture

10. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws.

State code or constitution citations (required) (e.g., Section 63G-3-402; Subsection 63G-3-601(3); Article IV) :

4-32-7. Mandatory functions, powers, and duties of department prescribed.

11. This rule adds, updates, or removes the following title of materials incorporated by references (a copy of materials incorporated by reference must be submitted to the Division of Administrative Rules; if none, leave blank):

	First Incorporation	Second Incorporation
Official Title of Materials Incorporated (from title page)		
Publisher		
Date Issued		
Issue, or version		
ISBN Number (optional)		
ISSN Number (optional)		
Cost of Incorporated Reference		
Action: Adds, updates, or removes		

(If this rule incorporates more than two items by reference, please attach additional pages)

12. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until 5:00 p.m. on (mm/dd/yyyy): 04/15/2012

B) A public hearing (optional) will be held:

On (mm/dd/yyyy):	At (hh:mm AM/PM):	At (place):

13. This rule change may become effective on (mm/dd/yyyy): 05/01/2012

NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 12(A) above, the agency must submit a Notice of Effective Date to the Division of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.

14. Indexing information -- keywords (maximum of four, in lower case, except for acronyms (e.g., "GRAMA") or proper nouns (e.g., "Medicaid")); may not include the name of the agency:

Food inspections	Livestock
Slaughter	Poultry

15. Attach an RTF document containing the text of this rule change (filename): r058-11_2011B

To the agency: Information requested on this form is required by Sections 63G-3-301, 302, 303, and 402. Incomplete forms will be returned to the agency for completion, possibly delaying publication in the *Utah State Bulletin*, and delaying the first possible effective date.

AGENCY AUTHORIZATION

Agency head or designee, and title:	Leonard M. Blackham, Commissioner of Agriculture	Date (mm/dd/yyyy):	02/08/2012
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