

Secretary of State  
**NOTICE OF PROPOSED RULEMAKING HEARING\***

A Statement of Need and Fiscal Impact accompanies this form.

State Board of Education	581
Agency and Division	Administrative Rules Chapter Number
Diane Roth	503-947-5791
Rules Coordinator	Telephone
255 Capitol St. NE, Salem, OR 97310	
Address	

**RULE CAPTION**

Modifies rules relating to food safety inspections.

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

Hearing Date (m/d/yyyy)	Time	Location	Hearings Officer
1 5/26/2010	1:00 pm	Rm 251, 255 Capitol St NE, Salem, OR 97310	Cindy Hunt
2			
3			
4			

Auxiliary aids for persons with disabilities are available upon advance request

**RULEMAKING ACTION**

**ADOPT:**

Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

**AMEND:**

581-051-0305 and 581-051-0306

**REPEAL:**

**Renumber:** Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

**Amend and Renumber:** Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

**Statutory Authority: ORS**

ORS 326.051

**Other Authority:**

7 CFR210 & 7 CFR220.7

**Statutes Implemented: ORS**

ORS 326.051

*Continued on next page*

***Continuation of ...* NOTICE OF PROPOSED RULEMAKING HEARING\***

**RULE SUMMARY**

Modifies rules relating to food safety inspections that apply to public and private schools and child care institutions.

ORS 183.335(2)(b)(G) requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

5/26/2010	5:00 pm	Cindy Hunt	Cindy.L.Hunt@state.or.us	04/15/2010
Last Day (m/d/yyyy) and Time for Public Comment		Printed Name	Email Address	Date Filed
Please enter date as m/d/yyyy or mm/dd/yyyy				

\*The *Oregon Bulletin* is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00pm on the preceding workday.

## STATEMENT OF NEED AND FISCAL IMPACT

A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

State Board of Education

581

Agency and Division

Administrative Rules Chapter Number

Modifies rules relating to food safety inspections.

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of:

OAR 581-051-0305 and 581-051-0306

Statutory Authority: ORS

ORS 326.051

Other Authority:

7 CFR210 & 7 CFR220.7

Stats. Implemented: ORS

ORS 326.051

Need for the Rule(s):

Modifies rules relating to food safety inspections that apply to public and private schools and child care institutions to reflect changes in federal regulations.

Documents Relied Upon, and where they are available:

None

*Continued on next page*

***Continuation of ... STATEMENT OF NEED AND FISCAL IMPACT*****Fiscal and Economic Impact:**

The rule requires an additional inspection each year.

**Statement of Cost of Compliance:****1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):**

The rule applies to public schools which are operated by school districts. However, it is not anticipated the rule will have a significant fiscal impact.

**2. Cost of compliance effect on small business (ORS 183.336):****a. Estimate the number of small businesses and types of business and industries with small businesses subject to the rule:**

Some child care institutions and private schools may be small businesses.

**b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:**

The rule requires an additional food safety inspection which will require additional activities.

**c. Equipment, supplies, labor and increased administration required for compliance:**

None.

**How were small businesses involved in the development of this rule?**

The proposed change will be circulated to child care agencies and schools that are impacted.

Administrative Rule Advisory Committee consulted?:



Yes



No

If not, why?:

Change required by federal regulations.

5/26/2010

5:00 pm

Cindy Hunt

Cindy.L.Hunt@state.or.us

04/15/2010

Last Day (m/d/yyyy) and Time  
for Public Comment

Printed Name

Email Address

Date Filed

Please enter date as m/d/yyyy or mm/dd/yyyy