

**G.S. 150B-21.3A Report for 02 NCAC 09 SUBCHAPTER C, CURRENT GOOD MANUFACTURING PRACTICES FOR SPECIFIC FOOD INDUSTRIES**

Agency - AGRICULTURE AND CONSUMER SERVICES/ FOOD AND DRUG PROTECTION

Comment Period - July 30th, 2014 - September 28th, 2014

Date Submitted to APO - January 20, 2015

| Rule Section  | Rule Citation     | Rule Name                                     | Date and Last Agency Action on the Rule | Agency Determination [150B-21.3A(c)(1)a]      | Implements or Conforms to Federal Regulation [150B-21.3A(d1)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] | RRC Determination of Public Comments [150B-21.3A(c)(2)] | RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]                   | OAH Next Steps                     |
|---|-------------------|---|---|---|---|-----------------------------|--|--|---|--|------------------------------------|
| <b>SECTION .0300 - FOOD BANKS</b>                     | 02 NCAC 09C .0301 | SANITARY OPERATION OF FOOD BANKS              | Eff. December 9, 1980                   | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   | 02 NCAC 09C .0302 | DEFINITIONS                                   | Amended Eff. October 1, 1987            | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   | 02 NCAC 09C .0303 | RECONDITIONING AREA                           | Eff. December 9, 1980                   | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   | 02 NCAC 09C .0304 | RECONDITIONING AND LABELING                   | Eff. December 9, 1980                   | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   | 02 NCAC 09C .0305 | UNSUITABLE FOOD                               | Eff. December 9, 1980                   | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   | 02 NCAC 09C .0306 | RECORDS                                       | Eff. December 9, 1980                   | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   | 02 NCAC 09C .0307 | REGISTRATION                                  | Eff. December 9, 1980                   | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
|   | 02 NCAC 09C .0308 | RESTRICTIONS                                  | Eff. December 9, 1980                   | Necessary without substantive public interest | No  |                             | No   | Necessary without substantive public interest                    | No comments with merit                                  | Necessary without substantive public interest and should remain in effect without further action | Keep in Code - Update History Note |
| <b>SECTION .0500 - SMOKED AND SMOKE-FLAVORED FISH</b> | 02 NCAC 09C .0501 | GENERAL: CURRENT GOOD MANUFACTURING PRACTICES | Eff. January 1, 1985                    | Necessary with substantive public interest    | Yes<br>If yes, include the citation to the federal law        | 21 CFR 110                  | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |
|   | 02 NCAC 09C .0502 | DEFINITIONS                                   | Eff. January 1, 1985                    | Necessary with substantive public interest    | No  |                             | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |
|   | 02 NCAC 09C .0503 | PLANTS AND GROUNDS                            | Eff. January 1, 1985                    | Necessary with substantive public interest    | No  |                             | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |
|   | 02 NCAC 09C .0504 | SANITARY FACILITIES                           | Eff. January 1, 1985                    | Necessary with substantive public interest    | No  |                             | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |
|   | 02 NCAC 09C .0505 | SANITARY OPERATIONS                           | Eff. January 1, 1985                    | Necessary with substantive public interest    | No  |                             | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |
|   | 02 NCAC 09C .0506 | EQUIPMENT AND PROCEDURES                      | Eff. January 1, 1985                    | Necessary with substantive public interest    | No  |                             | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |
|   | 02 NCAC 09C .0507 | PROCESSES AND CONTROLS                        | Eff. January 1, 1985                    | Necessary with substantive public interest    | No  |                             | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |
| <b>SECTION .0600 - PROCESSING OF EGGS</b>             | 02 NCAC 09C .0601 | COMMINGLING OF SHELL AND EGG PROHIBITED       | Eff. April 1, 1987                      | Necessary with substantive public interest    | No  |                             | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |
| <b>SECTION .0700 - BOTTLED WATER</b>                  | 02 NCAC 09C .0701 | SCOPE   | Amended Eff. April 1, 2003              | Necessary with substantive public interest    | No  |                             | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |
|   | 02 NCAC 09C .0702 | DEFINITIONS                                   | Amended Eff. April 1, 1997              | Necessary with substantive public interest    | No  |                             | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |
|   | 02 NCAC 09C .0703 | SOURCE APPROVAL                               | Eff. April 1, 1992                      | Necessary with substantive public interest    | No  |                             | No   | Necessary with substantive public interest                       | No comments with merit                                  | Necessary with substantive public interest and must be readopted                                 | Agency must readopt                |