

ADDITIONAL REGULATION NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Department of Environmental Conservation
2. General subject of regulation: Seafood Processing and Inspection
3. Citation of regulation (may be grouped): 18 AAC 34
4. Department of Law file number, if any: JU2012200958

5. Reason for the proposed action:
 - (x) Compliance with federal law or action (identify): Proposed amendments will bring DEC's seafood regulatory program into conformance with the FDA's Manufactured Food Regulatory Program Standards, as required by FDA contract and grant stipulations to work under Alaska's statutory authority.
 - () Compliance with new or changed state statute
 - () Compliance with federal or state court decision (identify): _____
 - () Development of program standards
 - (x) Other (identify): Technical corrections, clarifications, minor changes, and updates.

6. Appropriation/Allocation: Environmental Health / Environmental Health

7. Estimated annual cost to comply with the proposed action to:

A private person: The majority of proposed revisions update citations to federal rules and clarify current requirements. There is a potential for additional costs to owners and operators of seafood processing facilities and direct market vessels. This cost would be for developing written procedures, recording information, and making records accessible to the Department. This would affect a seafood processor that does *not* currently have: a written recall plan, a record of customers (a recall plan requirement), a record of employee training, and or a written sanitation plan (18 AAC 34.525 and 18 AAC 34.740 HACCP plan exemptions are being repealed). These additional costs would vary across processors.

There is a potential savings that would accrue to seafood processors who produce ready-to-eat (RTE) products and are currently required to show compliance using a process not approved by the Department. Revision to 18 AAC 34.125(d) would impact processors of refrigerated and frozen RTE products, allowing for a potential reduction in shipping costs for sending product samples, as all samples would be sent together once per calendar year, rather than monthly. The repeal of 18 AAC 34.125(e) would affect processors of shelf-stable products resulting in an estimated savings of \$366 per production lot of new product and \$1,464 per year, per product, for products that have had six consecutive

acceptable lot samples, as well as a potential elimination of shipping costs. The actual savings will vary based on the product testing fees charged by the qualified laboratory used for testing and number of samples tested.

Another state agency: None.

A municipality: No identified compliance costs. If a seafood processing facility is owned or operated by a municipality, local, or tribal government this entity could be affected in the manner described above to private persons.

8. Cost of implementation to the state agency and available funding (in thousands of dollars):

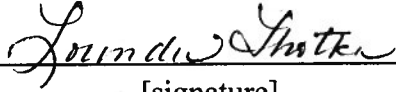
	Initial Year FY <u>2019</u>	Subsequent Years
Operating Cost	\$ <u>0</u>	\$ <u>0</u>
Capital Cost	\$ <u>0</u>	\$ <u>0</u>
1002 Federal receipts	\$ <u>0</u>	\$ <u>0</u>
1003 General fund match	\$ <u>0</u>	\$ <u>0</u>
1004 General fund	\$ <u>0</u>	\$ <u>0</u>
1005 General fund/program	\$ <u>0</u>	\$ <u>0</u>
Other (identify)	\$ <u>0</u>	\$ <u>0</u>

9. The name of the contact person for the regulation:

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Title: Environmental Program Manager I
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10. The origin of the proposed action:

Staff of state agency
 Federal government
 General public
 Petition for regulation change⁷
 Other (identify): _____

11. Date: 11/21/2018 Prepared by: 
[signature]

Name/Title (printed): Lorinda Lhotka, Environmental Program Manager I
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