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Record Type: Record

To: John Morrall@EOP

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Subject: Suggestion for Regulatory Reform

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Name of Guidance:

Overtime and Holiday Pay for Inspection

Regulating Agency:

USDA

Subagency (if any):

FSIS

Citation (Code of Federal Regulation):

Code of Federal Regulations

Authority (Statute/Regulation):

9 CFR 307.5

Description of Problem (Nature of Impact and on Whom):

Per this regulation, the USDA, FSIS, FO employee that works overtime is to charge the working plant for that time. With the new regulations relating to HACCP and Pathogen Reduction, this is unnecessary and a financial burden to plant owners and operators. The HACCP/Pathogen Reduction final rule mandates that processors regulate themselves with the supervision of FSIS program employees. When a plant works over 8 hours a day, it does not change the responsibility of the processor to follow the regulations, however because of this regulation, processors are required to pay inspection personnel for their services after a certain time. The inspection has no bearing on the quality or safety of the product, but does constitute a financial burden on the processor.

Proposed Solution:

Per this regulation, the USDA, FSIS, FO employee that works overtime is to charge the working plant for that time. With the new regulations relating to HACCP and Pathogen Reduction, this is unnecessary and a financial burden to plant owners and operators. The HACCP/Pathogen Reduction final rule mandates that processors regulate themselves with the supervision of FSIS program employees. When a plant works over 8 hours a day, it does not change the responsibility of the processor to follow the regulations, however because of this regulation, processors are required to pay inspection personnel for their services after a certain time. The inspection has no bearing on the quality or safety of the product, but does constitute a financial burden on the processor.

Estimate of Economic Impacts (Quantified Benefits and Costs if possible / Qualified description as needed):

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