

CONCISE EXPLANATORY STATEMENT

In accordance with the Administrative Procedures Act, R.I. Gen. Laws § 42-35-2.6, the following is a concise explanatory statement:

AGENCY: Rhode Island Department of Health

DIVISION: N/A

RULE IDENTIFIER: 216-RICR-50-10-6

RULE TITLE: Processing and Distribution of Shellfish

REASON FOR RULEMAKING: The Rhode Island Department of Health (“RIDOH”; “The Department”) is amending “Processing and Distribution of Shellfish” [216-RICR-50-10-6] to update the date of the National Shellfish Sanitation Program’s Guide for Control of Molluscan Shellfish” from 2019 to 2023 referenced in the regulations and update the references to the FDA Food Code from 2017 to 2022.

ANY FINDINGS REQUIRED BY LAW AS A PREEQUISITE TO THE EFFECTIVENESS OF THE RULE:
N/A

TESTIMONY AND COMMENTS: RIDOH did not receive any public comments on the proposed amendments.

CHANGES TO THE TEXT OF THE RULE: No additional changes to the regulations have been made.

REGULATORY ANALYSIS:

In development of this rule, consideration was given to:

- 1) Alternative approaches;
- 2) Overlap or duplication with other statutory and regulatory provisions; and
- 3) Significant economic impact on small business

No alternative approach, duplication or overlap was identified based on available information. RIDOH has determined that the benefits of the rule justify its costs.