

**PROPOSED REGULATION OF THE
STATE BOARD OF HEALTH**

LCB File No. R196-03

December 9, 2003

EXPLANATION – Matter in *italics* is new; matter in brackets ~~{omitted material}~~ is material to be omitted.

AUTHORITY: §1, NRS 439.150 and 439.200.

Section 1. NAC 583.550 is hereby amended to read as follows:

583.550 1. To apply for a certificate, a person must submit to the Health Division:

(a) A completed application on a form provided by the Health Division;

(b) A written description of the type of business in which the person wishes to engage and the facility that will be used;

(c) A map which indicates the location of the facility; ~~{and}~~

(d) *A plan for analyzing the hazards of critical control points; and*

(e) The applicable ~~{fee.}~~ *fees.*

↪ If a holder of a certificate moves to a new facility or remodels his facility, the holder must submit an application for a new certificate in accordance with this subsection.

2. The Health Division shall issue a certificate to each qualified applicant following *approval of the plan for analyzing the hazards of critical control points submitted by the applicant and* a satisfactory inspection of his facility. *The Health Division must approve the plan for analyzing the hazards of critical control points before it conducts the inspection.* Each certificate is valid for 1 year.

3. The Health Division shall, not later than 45 days before a certificate expires, send a notice of renewal to the holder of the certificate. The notice must include:

(a) The amount of the fee for the renewal of the certificate; and

(b) The date on which the notice of renewal and fee for renewal must be returned to the Health Division.

4. The Health Division may require an inspection of the facility to determine whether to renew the certificate. If the Health Division determines that an inspection of the facility is required for the renewal of the certificate, the certificate remains in effect until the certificate expires or until the Health Division makes a determination whether to renew the certificate, whichever occurs later.

5. The Health Division shall not renew the certificate of a holder who fails, without good cause, to submit the fee for renewal to the Health Division not later than 30 days before the certificate expires. The provisions of this subsection do not prohibit a holder of a certificate from applying for a new certificate.

6. The Health Division shall charge and collect ~~[a nonrefundable fee of \$1,250 for]~~ *the following nonrefundable fees:*

(a) *For* the issuance or renewal of a certificate ~~[]~~, *\$1,835.*

(b) *For the review of a plan for analyzing the hazards of critical control points for each new wholesaler, \$635.*

7. *As used in this section, “plan for analyzing the hazards of critical control points,” commonly known as an “HACCP plan,” means a written document created by a food establishment that sets forth the formal procedures for following the principles of the “Hazard Analysis and Critical Control Point System,” developed by the National Advisory Committee*

on Microbiological Criteria for Foods and available from the United States Department of Agriculture, 1255 22nd Street, NW, Washington, D.C. 20250-3700.