

Environmental Health Legislative Updates	Shane Smith, Food Protection & Facilities Branch
will the forms be changed to allow for an education visit check box	Yes
Do we have to be there to observe the entire HACCP plan which can be up to 6 hours long?	being present for the entire HACCP plan to be carried out will not be possible for every specialized process. The Variance Committee will be glad to talk with you about what HACCP plans your county has in place and what pieces can reasonably be evaluated for this documentation.
Are PFs also included? or just Priority violations?	During an educational visit, the local health department shall review all of the following with the permit holder for the establishment: (1) Any priority violations that occurred during the three previous inspections of the establishment. (2) The public health risk factors identified on the inspection form furnished by the local health department. (3) If applicable, any required Hazard Analysis Critical Control Plan.
Have yall shared this with the private vendors so they can modify the sheets?	Yes
Can someone explain the rational/why these rules were changed?	Change was not requested by NCDHHS.
If a county has to prioritize between an inspection vs educational visit due to staffing I assume the states position it to conduct the inspection first. If a county conducts 100% of the inspections but does not complete 100% of the educational vists do they still receive 100% of the fee money?	The law states: SECTION 29.3.(c) Implementation. – "Rate of compliance" means the number of inspections and educational visits for food and lodging establishments conducted by the local health department during the previous State fiscal year divided by the number of inspections and educational visits mandated to be conducted by the local health department per State fiscal year pursuant to G.S. 130A-249 and 10A NCAC 46 .0213, not to exceed a value of 1.
For the educational visits, are we required to fill out an inspection form and a comment addendum sheet even though it is not an inspection where their grade will be changed?	Please only use the comment addendum form (and HACCP verification form if applicable) to document educational visits moving forward. For compliance purposes, make sure the proper activity code has been selected. A simple summary of the priority items discussed, a review of any required HACCP plan (if applicable) or public health risk factor that was chosen for discussion should be documented on the comment addendum form.

<p>If a large meeting with multiple school cafeteria managers in one common place with risk factors being discussed was held, would this count toward the educational visit?</p>	<p>Make educational visit to each school.</p>
<p>so if you are going to miss #'s than it looks like you can do educational visits instead of inspections to obtain more money. hmmm. Bet some counties will get all educational visits and miss inspections.</p>	<p>Can only make one educational visit each FY to count towards compliance.</p>
<p>Should we start looking at bar menus again in restaurants to ensure they do not have items like oyster shooters or raw egg topped drinks?</p>	<p>No</p>
<p>Does it matter which sheet we use during the educational visit....the inspection form or the comment addendum.</p>	<p>Please only use the comment addendum form (and HACCP verification form if applicable) to document educational visits moving forward. For compliance purposes, make sure the proper activity code has been selected. A simple summary of the priority items discussed, a review of any required HACCP plan (if applicable) or public health risk factor that was chosen for discussion should be documented on the comment addendum form.</p>
<p>do educational visits include reviewing both priority and priority foundation items or just priority items?</p>	<p>Priority items only.</p>
<p>Why did the legislature change the law? Are inspections taking 2 long? seems like we are going backwards.</p>	<p>Change was not requested by NCDHHS.</p>
<p>Will a list of the custom processing facilities that need to be under our permit be sent out to affected counties?</p>	<p>It has been shared with those counties impacted.</p>
<p>will state change all type 4s to type 3s automatically, when permitting new facilities are we still marking them as type 4s</p>	<p>No, will still be Category IV.</p>
<p>Are the educational visits to be conducted at the end of the fiscal year to enable staff to have the 3 routine inspections conducted earlier in the year</p>	<p>Can be done anytime during the FY year.</p>
<p>Has the state provided private database vendors the HACCP verification form? Can the HACCP verification form be sent out? thanks</p>	<p>Can share upon request, will share in weekly update.</p>
<p>Will this impact establishments that serve CBD mocktails?</p>	<p>No regulatory authority in bar areas that do not serve food.</p>
<p>So educational visit can occur the same day as an inspection and it would cover the inspection &amp; the requirement of the 1 educational visit for the year?</p>	<p>Yes, must be documented on separate forms and separate times.</p>

<p>Was it a conscious decision to continue to exclude the inspection of the bar areas of permitted restaurants or is this still a side effect of the original changes? Should we expect this to change at any time in the future or accept this as fact of life going forward?</p>	<p>This was not part of the legislative request, therefore there are no expected changes at this time.</p>
<p>I am going to assume that the visits will take a range of times depending on the P violations noted. Is there a minimum amount of time that they are expected to take?</p>	<p>No minimum time is required. Address priority items, conduct a HACCP verification or provide an in service training depending on the applicability to the facility.</p>
<p>do we schedule the educational visits to make sure the PIC can be there?</p>	<p>Educational Visits may be scheduled or unscheduled.</p>
<p>If the bar areas are exempt who should we refer the public to if we receive a complaint?</p>	<p>Check with ABC if it is part of their permitting requirement</p>
<p>If you have a mobile food unit that is a frequency 4 that does not operate in your county and refuses to show up for an educational visit, do we mark this as an educational visit and explain in the comments or would placing them into a B or C-Status excuse the need for an educational visit?</p>	<p>Can not mark for education visit if items were not discussed, if not operating mark in appropriate status</p>
<p>When we see other serious Priority violations (i.e. large amounts of food cooling at room temp) during an Ed visit, will we still require correction?</p>	<p>Yes, may address the issue and request correction but remember it is not intended to be an additional inspection.</p>
<p>What about marking repeats on next inspection after ed visit?</p>	<p>Repeats would only be marked from previous inspections, not an educational visit.</p>
<p>so you could end up with an immediate suspension during an ed. visit?</p>	<p>If you see something that warrants an Immediate Suspension - yes</p>
<p>Going backward...are the three inspections and an ed visit counted on a fiscal year or the calendar year? Where are we in the cycle right now? There seems to be some mention of both ways ...</p>	<p>All compliance activity is related to fiscal year.</p>