

**RULES
OF THE
TENNESSEE DEPARTMENT OF AGRICULTURE
DIVISION OF CONSUMER AND INDUSTRY SERVICES**

**CHAPTER 0080-04-14
MEAT AND POULTRY PROCESSOR REGULATIONS**

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0080-04-14-.01 APPLICABILITY.

- (1) This chapter applies to any person who is required to be licensed under the Tennessee Meat and Poultry Inspection Act, T.C.A. § 53-7-201, et seq. These rules do not apply to any person who is subject to the Federal Meat Inspection Act or the Federal Poultry Products Inspection Act, even if those acts otherwise exempt the person from federal requirements.
- (2) Persons licensed under this chapter shall be responsible for permitted facilities until: the applicable license expires, the department receives written notification from the licensee of a change in ownership for the licensed establishment, or the department receives written notification from the licensee desiring to terminate the license. The department shall not refund license fees for early termination of any license under this chapter.

Authority: T.C.A. §§ 4-3-203 and 53-1-213. **Administrative History:** Original rule filed December 23, 2015; effective March 22, 2016.

0080-04-14-.02 DEFINITIONS.

Unless the context requires otherwise, terms in this chapter share those meanings of terms set forth in the Tennessee Meat and Poultry Inspection Act, T.C.A. § 53-7-201, et seq.

Authority: T.C.A. §§ 4-3-203 and 53-1-213. **Administrative History:** Original rule filed December 23, 2015; effective March 22, 2016.

0080-04-14-.03 LICENSE APPLICATION AND FEES.

- (1) All persons to whom these rules apply shall obtain a license in accordance with the Tennessee Meat and Poultry Inspection Act and this chapter.
- (2) Application for issuance of any license under this chapter shall be made on forms provided by the department, which shall be completed in full and shall include:
 - (a) Name of the applicant;
 - (b) Proof of the applicant's registration in its state of incorporation, registration with the Tennessee Department of Revenue, or business license issued by a local governmental authority;
 - (c) Contact information for applicant, to include name of person legally responsible for applicant's operations, telephone number, email address, address of the principal place of business, and address of the facility to be licensed;

(Rule 0080-04-14-.03, continued)

- (d) Name and address of applicant's registered agent for service of process, if any.
- (3) Licensees shall notify the department in writing of any changes to the information or contents of an application within 30 days after the change takes place.
- (4) Applicants for licensure shall include with their application payment of an annual license fee as appropriate for the following categories of licenses.
 - (a) Slaughter Establishments, Meat Processing Establishments, and Poultry Eviscerating and Processing Plants. No annual fee is required for those licenses and inspections designated under T.C.A. § 53-7-219.
 - (b) Custom Slaughter Facility License. A custom slaughter facility license is required for any facility in the state engaged in the business of slaughtering or dressing animals for human consumption that are not to be sold or offered for sale. The fee for a Custom Slaughter Facility License is a Tier 3 fee under T.C.A. § 43-1-703(f).
- (5) An applicant for licensure under this chapter shall remit its application and annual license fee to the department on or before July 1 of each year. All licenses issued under this chapter shall expire on June 30 following their issuance. If an applicant for renewal fails to remit payment of the license fee on or before July 15 of the licensure year for which renewal is sought, the applicant shall also be required to pay a late charge assessed under T.C.A. § 43-1-703 prior to renewal of the applicant's license.
- (6) The department may deny any application for licensure that is not completed in accordance with this rule.

Authority: T.C.A. §§ 4-3-203, 43-1-703, 53-7-213, and 53-7-216. **Administrative History:** Original rule filed December 23, 2015; effective March 22, 2016.

0080-04-14-.04 STANDARDS FOR PROCESSING.

Current Good Manufacturing Practice, Hazard Analysis, and Risk-Based Preventive Controls for Human Food. The department adopts by reference, as if fully stated herein, the federal standards for good manufacturing, hazard analysis, and risk-based preventive controls, compiled at 21 C.F.R. 117, subparts A and B, as either subpart may be amended from time to time.

Authority: T.C.A. §§ 4-3-203, 53-1-207, and 53-7-213. **Administrative History:** Original rule filed December 23, 2015; effective March 22, 2016.

0080-04-14-.05 STANDARDS FOR LABELING (RESERVED).

0080-04-14-.06 NOTICE OF ENFORCEMENT ACTION AGAINST LICENSEE.

Notice of an enforcement action against a licensee, including but not limited to assessment of a civil penalty and conduct of an administrative hearing, shall be presumed properly served upon mailing of notice to licensee's address of record with the department.

Authority: T.C.A. §§ 4-3-203 and 53-1-213. **Administrative History:** Original rule filed December 23, 2015; effective March 22, 2016.