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# Emergency Rules

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**Title 2—DEPARTMENT OF AGRICULTURE  
Division 30—Animal Health  
Chapter 10—Food Safety and Meat Inspection**

**EMERGENCY AMENDMENT**

**2 CSR 30-10.010 Inspection of Meat and Poultry.** The director is amending section (2).

*PURPOSE:* This amendment ensures that the current rule language clearly includes the most recent publication of Part 300 to end of Title 9, the Code of Federal Regulations for the Missouri Meat and Poultry Inspection Program to be in compliance with federal regulations and maintain “equal to” status as determined by the United States Department of Agriculture/Food Safety and Inspection Service.

*EMERGENCY STATEMENT:* This emergency amendment is necessary to serve the compelling governmental interest to inform state agencies and the public of the most current adoption of Title 9 Code of Federal Regulations Part 300 to end is incorporated into state regulation. The State Meat and Poultry Inspection (MPI) programs are required to operate in a manner and with authorities that are “at least equal to” the antemortem and postmortem inspection, re-inspection, sanitation, recordkeeping, and enforcement provisions as provided for in the Federal Meat Inspection Act and the Poultry Products Inspection Act. State MPI programs must stay current with and be able to explain how their programs are equal to FSIS regulations to ensure their rules are “at least equal to” USDA/FSIS and in compliance with federal regulations. The MPI was notified by the United States Department of Agriculture/Food Safety and Inspection Service in July 2015 that the Service shall conduct an on-site assessment of the State Meat and Poultry Inspection Program in 2016. The MPI to retain its “at least equal to” status must show compliance in year 2015 in order to successfully meet the requirements of the 2016 on-site assessment. MPI believed it was in compliance for 2015 but was alerted otherwise. Therefore, an amendment to clarify the most current federal meat and poultry inspection regulations are being incorporated by reference and provide enforcement authority in Missouri. This regulation applies to approximately thirty-six (36) state inspected meat and poultry establishments and one hundred fifty-five (155) custom exempt plants in Missouri, which as a whole, produces millions of dollars in Missouri’s economy. In the event that the MPI is not in compliance for 2015, the state of Missouri will lose its “at least equal to” status and the USDA will withdraw the MPI program’s authority to inspect meat in the state of Missouri. This emergency amendment protects the public health, safety, and/or welfare under a compelling governmental interest, which requires this emergency action. The scope of this emergency amendment is limited to the circumstances creating the emergency and complies with the protection extended in the Missouri and United States Constitutions. The Department of Agriculture believes this emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment was filed October 2, 2015, becomes effective October 12, 2015, and expires April 8, 2016.

(2) The standards used to inspect Missouri meat and poultry slaughter and processing shall be those shown in Part 300 to end of Title 9, the Code of Federal Regulations (January 2011/4/5), herein incorporated by reference and made a part of this rule as published by the United States Superintendent of Documents, 732 N Capitol Street NW, Washington, DC 20402-0001, phone: toll-free (866) 512-1800, DC area (202) 512-1800, website: <http://bookstore.gpo.gov>. This rule does not incorporate any subsequent amendments or additions.

*AUTHORITY:* section 265.020, RSMo 2000. Original rule filed Sept. 14, 2000, effective March 30, 2001. For intervening history, please consult the Code of State Regulations. Emergency amendment filed Oct. 2, 2015, effective Oct. 12, 2015, expires April 8, 2016. An emergency amendment covering this same material will be published in the November 16, 2015, issue of the Missouri Register.