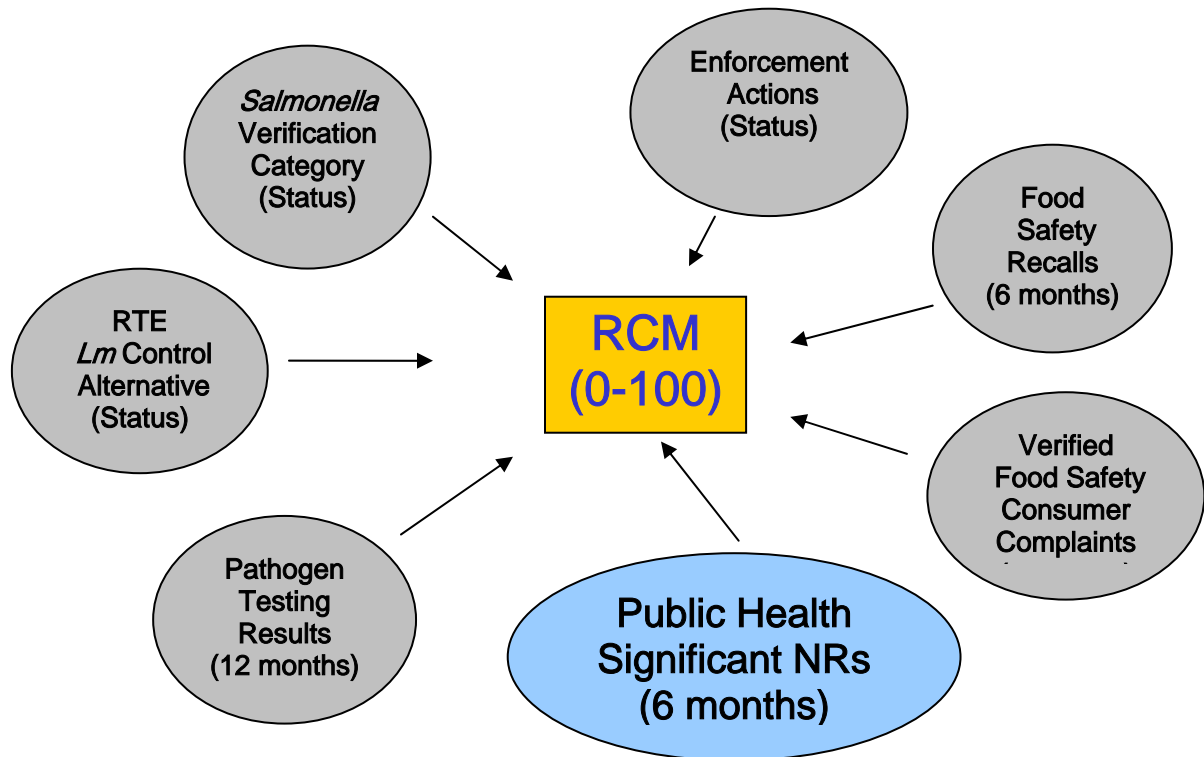


Public Health  
Non-Compliance Reports

Charles L. Gioglio, Director  
Inspection and Enforcement Initiatives Staff  
Office of Policy, Program and Employee Development

Factors in Risk Control Measure



**Methodology of Rating Regulations**

- Developed Criteria to assign a weighted value to each of the regulations in the Performance Based Inspection System (PBIS)
- Developed a Scale from zero to three - Zero indicating no adverse health consequences, and three, indicating a definite loss of the food safety system's process control
- Selected 9 staff officers to rate the regulations. These subject matter experts have a diverse background in food science and related public health fields and they average 20 plus years working with food regulatory issues
- Gave criteria to raters and each rated all citable regulations (564) in PBIS

- Calculated Median Value of scores for each regulation

### Criteria

#### Category 3

Indicate definite loss of control of food safety system

Example: 417.3(a) Corrective action after CCP Deviation

#### Category 2

Indicate reasonable probability of loss of control of food safety system

Example: 416.13(a) Conduct of Pre-Op Procedures

#### Category 1

Indicate remote probability of loss of Control of food safety system

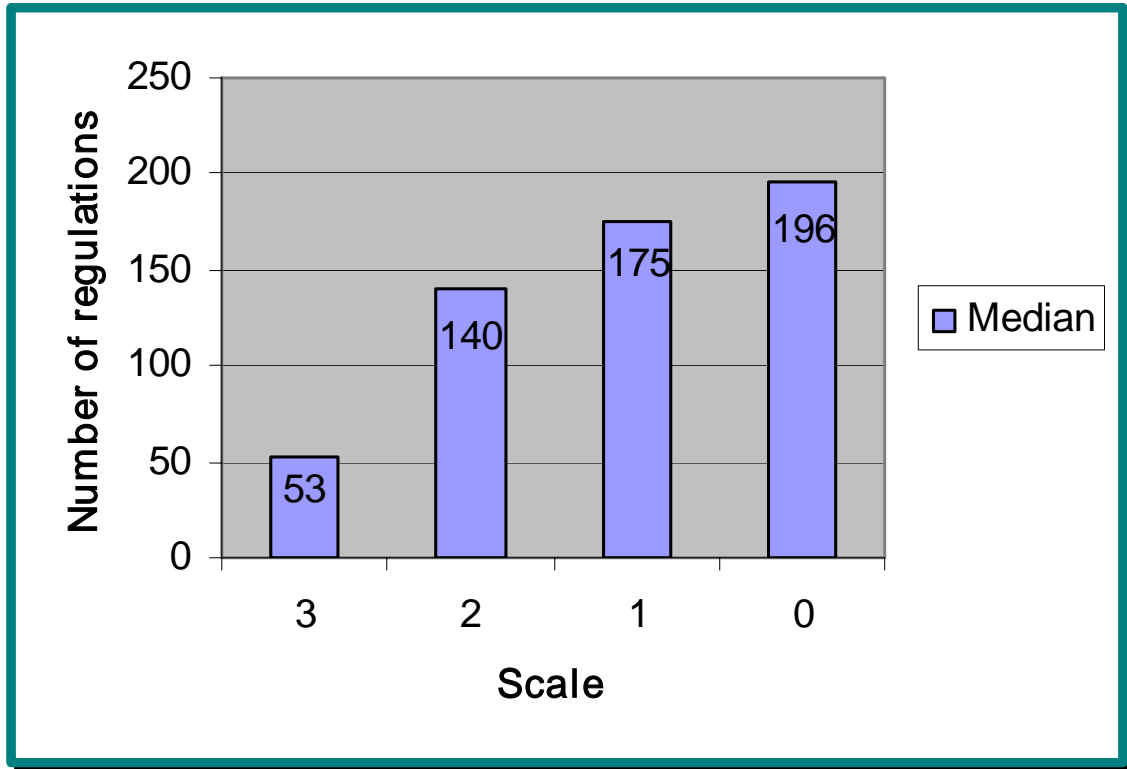
Example: 416.2(a) Establishment Grounds and Facilities

#### Category 0

Have no bearing on Food Safety Systems

Example: 319.307 Standard of Identity for amount of meat in Meat Sauce

## Results



## Results

9%	Definite loss of the food safety system's process control (Category 3)
25%	Reasonable probability of a loss (Category 2)
31%	Remote probability of a loss (Category 1)
35%	Noncompliant with non-food safety regulatory requirements (Category 0)

- 9% of the regulations were rated a 3
  - Regulations that fall under this category indicates a loss of process control that may not prevent adulterated product from entering commerce
  - Such conditions include an establishment failing to implement documented features of their HACCP or prerequisite system or failing to meet explicit regulatory requirements, including corrective action requirements

Thank You

Questions?