

CRFSC
Subcommittee C
Minutes for September 3, 2009 Meeting

Attendees: Susan Strong, Liza Frias, Richard Ramirez, Manuel Ramirez, Mike Byrne, Diana Wilson, Liz Pozzebon, Lara Dunbar

Absent: Brenda Coleman, Marcella Gelman, Kathie Griley, Marie Kapla, Alan Malone, Steve Spence, Lisa Whitlock

Purpose:

The purpose of Subcommittee C was discussed and modified from its original intent.

The purpose of Subcommittee C is to:

- Develop a Conflict Resolution Process to address conflicts/disputes that arise between the retail food industry and local jurisdictions responsible for regulating the retail food industry.
- Implement the Conflict Resolution Process
- Develop interpretive guidelines as necessary for implementing and complying with Cal Code.

Discussion:

Conflict Resolution Process

- A conflict resolution committee will be developed to review and resolve conflicts/disputes.
- Conflict resolution committee membership:
 1. California Dept. of Public Health Food and Drug Branch- Chairperson and potential tie breaker
 2. Representation from CCDEH Regions 1, 2, 3, and 4
 3. CCDEH Food Safety Policy Committee Chairperson
 4. California Restaurant Assn.
 5. Grocers Assn
 6. Retailers Assn
 7. Temporary/Mobile Food Facilities
 8. Hotel/Motel Assn
 9. Food and Drug Administration (Advisory Only)
 10. Academia as necessary (Advisory Only)
- Criteria for consideration of conflict/dispute resolution
 1. Issue is an interpretation of CalCode.
 2. All attempts to resolve the conflict/dispute have been exhausted at the local level.
 3. Issue has statewide or regional impact.
 4. Local jurisdiction denies the request of the regulated business to resolve the conflict/dispute.
- Three outcomes are expected from the conflict resolution process:

1. Referral to CRFSC Subcommittee B for issue submission and a possible legislative revision to Cal Code.
2. Develop interpretive guidance.
3. Take no action.

Interpretive Guidance

Subcommittee C may develop interpretive guidelines for Cal Code arising from two situations:

1. As one of the possible outcomes of the conflict/dispute resolution process.
2. As directed by the CRFSC steering committee to respond to Cal Code issues not needing a legislative fix.

Next Meeting:

Conference call on October 1, 2009 at 2pm.