UNITED STATES DEPARTMENT OF AGRICULTURE

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NATIONAL ADVISORY COMMITTEE ON

MEAT AND POULTRY INSPECTION

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PLENARY SESSION

+ + + + +

June 22, 2023 10:00 a.m.

Via Webex

CHAIR: DR. EMILIO J. ESTEBAN

Under Secretary

Office of Food Safety

FACILITATOR: MS. KATRINA GREEN

Designated Federal Officer

Office of Policy & Program Development

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I-N-D-E-X

AGENDA ITEM PAGE

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Ms. Katrina Green

Public Comment

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Concurrent Subcommittee Meetings

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Group A - Outreach to prospective applicants for FSIS inspection

Group B - Assistance to businesses currently under FSIS inspection

Full Committee Reconvenes for Subcommittee Reports (Limit 30 minutes each)

Full Committee Discussions, Vote on Final Report

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Closing Remarks

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Dr. J. Emilio Esteban
Under Secretary
Office of Food Safety
U.S. Department of Agriculture

Meeting Adjourns

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P-R-O-C-E-E-D-I-N-G-S

(10:00 a.m.)

2.0

MS. GREEN: Great morning, everyone. I am Katrina Green, the NACMPI Designated Federal Officer and I want to welcome you to Day 2 of the NACMPI Public Meeting.

Before we begin, I want to provide a few housekeeping items. For those that joined the plenary on yesterday, most of these housekeeping reminders will be familiar to you.

First, I want to remind everyone that the meeting is being recorded, and FSIS will post the recording and transcripts when they become available, on the FSIS website at www.fsis.usda.gov.

With the exception of our committee members and the designated speakers, all other attendee microphones were automatically muted when you logged on today. You will not have the ability to use your camera except if you making a public comment.

I do want to also point out that on yesterday, there were a few people that experienced some technical difficulties, particularly after entering the breakout session. Although we hope that this does not occur today, if by chance it does, you may request assistance by clicking the Help button in

the upper right-hand corner of your screen.

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I also want to mention that if you are a panelist or a speaker, and you log out of the webinar, you will come back in as an attendee and no longer as a speaker, therefore you will need to log back in, but you have to be repromoted to panelist in order to be given the ability to unmute yourself and be fully engaged in the breakout session.

That should resolve a lot of the issues we had that were technical problems on yesterday. So, if needed, also if closed captions are needed, you can enable that by clocking the Close Caption or CC bubble in the bottom left of your screen.

Today, there will be one brief public comment period, that will occur after my opening remarks. If you wish to provide comment, please use the Raise Hand, or chat feature and the event producer will unmute you when it is your turn to speak.

For our phone line, audio-only attendees, you will need to press pound 2 to enter the queue during the public comment period. We request that all attendees please introduce yourself by providing your name and affiliation before providing comment. Each person will be provided two minutes to make their comment today.

Lastly, the chat feature is also available for attendees. Comments made in the chat will be shared with the Committee. In addition, attendees may submit written comments according to the options and directions outlined in the Federal Register notice announcing the meeting. These comments will also be shared with the Committee when they become available.

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The remainder of today's agenda will include continued subcommittee discussions from Day 1, followed by a lunch period, additional subcommittee discussions, a brief break. Then the full committee will reconvene for the subcommittee chairs to present their reports.

Τf the subcommittee has determined that is not enough time to complete their recommendations, the subcommittee DFO or moderator will notify me, and we will schedule another public meeting to complete the work. After the subcommittee reports are completed, then the full committee will discuss and vote on the recommendations. This will be followed by closing remarks from Dr. Esteban, and the meeting will adjourn.

I will now turn it over to the event producer for public comment.

EVENT PRODUCER: At this time, if you would

like to make a public comment, please use the raise hand icon in Webex to enter the queue. You'll hear a beep when your line is unmuted, at which point please then state your name, affiliation and question, or comment. If you are audio-only, on the phone, you may dial pound 2 on your telephone keypad to enter the queue.

Again, if you'd like to make a comment at this time, please use the raise hand feature or dial pound 2 if you are audio-only.

(Pause.)

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EVENT PRODUCER: I am not showing any raised hands at this time.

MS. GREEN: Okay. If we do not have anyone who is interested in making public comment at this time, we will proceed to our subcommittee groups.

EVENT PRODUCER: All right. At this time, I'm going to be starting the breakout sessions for the subcommittees. If you are main committee member, I have assigned you to your group. Please be sure to click on the pop-up to join your group. If you are meant to be -- if you are not assigned a group at this time and you're meant to be in a particular group and you need assistance moving to that group, please let me know.

1	Otherwise, I will give you the option to
2	look at all breakout sessions the participants have on
3	the right-hand side of your screen, and you'll be able
4	to join the subcommittee of your choosing.
5	COURT REPORTER: Hi, Teagan (ph.). This is
6	Tim Atkinson. I'm not seeing any pop-up for me.
7	EVENT PRODUCER: All right. Which group are
8	you meant to be in?
9	COURT REPORTER: I'm the court reporter for,
10	I believe I was in A yesterday.
11	EVENT PRODUCER: All right.
12	COURT REPORTER: Oh, there it is. Thank
13	you.
14	(Off the record.)
15	(On the record.)
16	MS. GREEN: Okay, everyone. Okay, I'm going
17	to wait a few seconds to make sure everyone is back.
18	Okay. From what I've been hearing, sounds like
19	everybody's been having some good discussions during
20	the breakout.
21	FEMALE SPEAKER: You're on mute, Katrina.
22	DR. DILLON: I can hear you.
23	MS. MARRERO SANCHEZ: You can hear me?
24	Okay, great. What I was saying was that it sounds
25	like everybody's been having great discussions during

the breakout sessions, but it is now time for us to 1 take a one-hour break -- well a little bit less than 2 3 one-hour break, for lunch. So we will resume with our 4 concurrent subcommittee meetings at 1 p.m. Enjoy your lunch break. 5 6 FEMALE SPEAKER: Katrina, you're still on 7 mute. FEMALE SPEAKER: Katrina's not muted. I can 8 9 hear her. 10 DR. CHAVES: I can hear her. This is Byron. 11 MS. GREEN: Okay, who is not able to hear 12 Maybe I will suggest that you press the ask for 13 help button. 14 (Simultaneous speaking.) 15 FEMALE SPEAKER: -- when you're in the 16 breakout session, if you're having any --17 MS. GREEN: Okay. 18 FEMALE SPEAKER: -- also if you can send the 19 producer a chat while you're in the event 2.0 session. 21 MS. GREEN: Okay. Thank you for clarifying 22 Okay. We will break for lunch, and we will that. 23 rejoin at 1 p.m. Thank you. 24 (Off the record.) 25 (On the record.)

MS. GREEN: Okay, I think I may have been still muted when I was talking. So, event producer, if you could provide the instructions for everyone to rejoin the subcommittee groups.

EVENT PRODUCER: Absolutely. I'm going to go ahead and start the subcommittee groups. You should all be assigned, if you are a person who has an assignment. Otherwise if you do need a hand getting to your subcommittee group, let me know. Otherwise, I'm going to go ahead and start the breakout sessions. And you should be able to join the breakout sessions from the participants box, if you are not already assigned.

(Off the record.)

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(On the record.)

MS. GREEN: Okay. It is now 2:30, and we're in the process now of getting the subcommittee reports sent over to the committee members. But while that is taking place, I do want to thank everybody for your work during the subcommittee breakout sessions.

A special thank you to Angelica Marrero Sanchez for serving as subcommittee DFO, and also to Dr. James Dillon, who not only took on the role of note-taker for Group A, but also served as the chairperson.

1	Also, for Group B, special thanks to Meryl
2	Silverman, who was the subcommittee DFO, and Anastasia
3	Larkin, who served as note-taker, and Dr. Byron
4	Chaves, who served as the subcommittee chair.
5	So we will now begin the subcommittee report
6	for outreach to prospective applicants for FSIS
7	inspection. I will turn it over to our chairperson
8	for that subcommittee, Dr. James Dillon, who will
9	provide the report.
10	DR. DILLON: Good afternoon, everybody.
11	Thank you for tuning in here to see the subcommittee
12	report. Before I get started here, I'd really like to
13	thank my colleagues from the outreach subcommittee.
14	We had a really great discussion
15	MS. GREEN: Dr. Dillon, we're having some
16	audio issues from you. It sounds very digitized. Is
17	there a way, a chance you could possibly change over
18	to phone audio?
19	DR. DILLON: I could. Let me try something
20	real quick here. Did that help? I shut my video off?
21	MS. GREEN: Oh yes, yes it did.
22	DR. DILLON: Okay. Well maybe we had a
23	bandwidth issue problem. I'll just leave the video
24	off.
25	So, to restart here, I just want to take a

moment to thank everybody that was one of my colleagues on the outreach subcommittee. We had great discussion over the past couple of days, and I think we came up with a really good product. And without further ado, I will share my screen here, and read through that product. Okay.

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So the first question we were asked to address is, what obstacles impede individuals in underserved communities from accessing FSIS' information resources? One type of obstacle that exists in more rural areas throughout the country is in actual access to information. This is partially due to a lack of availability of broadband internet access in some areas.

There is also a lack of available local, inperson consultative services to connect underserved
communities to FSIS information resources.
Additionally, some underserved communities may have
difficulty accessing information resources due to
language barriers.

A second type of obstacle that exists is a lack of knowledge about where to start looking for resources or even knowledge about who needs inspection. There is а tremendous amount of information available online, but that can be

overwhelming to someone who is not familiar with the industry.

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Progressing to question 2, we were asked, what barriers do individuals face when applying for FSIS inspection? The first fundamental barrier numerous individuals face when considering an application for inspection is a lack of access to capital. USDA attempted to address this barrier through grant programs. However, these grant programs all too often failed to reach underserved populations.

The grant process was too complicated for many producers to successfully navigate, in some cases, even being complicated enough to require businesses to obtain the services of a grant writer. This put many prospective businesses from underserved populations at a significant disadvantage in obtaining a grant.

Ιn addition, by targeting businesses classified as small or very small, according to existing size classifications based on employee numbers, these grants all too often ended up being seized by larger establishments. This may have included businesses that are individually classified as small, but are actually owned by larger umbrella corporations, possessing greater resources

expertise to guide them through the grant application process.

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fundamental barrier Α second individuals applying for inspection is а lack of technical knowledge regarding what it takes to build and run a successful establishment. Many prospective businesses may not even know that thev need inspection, let alone how to begin the process of obtaining inspection.

Currently, no clear, concise guidance document is published by FSIS that points prospective applicants to resources for determining whether or not they need inspection, how to apply for inspection, how inspection works, or how to begin the process of designing a production facility that complies with regulatory requirements.

Such a document should also include how to access outreach services to assist them in the process of meeting regulatory requirements and obtaining a grant of inspection. This document should also be available in multiple languages sufficient to reach underserved populations.

A third barrier inhibiting many establishments in underserved communities from applying for FSIS inspection is their own desire to

inspection maintain state as opposed to FSIS Many establishments make the choice to inspection. obtain or maintain state inspection despite the business limitations imposed by the FSIS prohibition on at least equal-to state-inspected products entering interstate commerce.

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Participation in interstate commerce would have an undeniably positive impact on these businesses and their communities, with no negative impact on food safety as evidenced by annual audits of at least equal-to state meat and poultry inspection programs by FSIS.

Given the limitations faced by stateinspected establishments, coupled with the persistent choices made by many establishments to obtain and maintain state inspection, it stands to reason that at least equal-to state meat and poultry inspection in preferable to programs are some manner many in underserved establishments communities. This is therefore а barrier preference to those establishments applying for FSIS inspection.

An additional barrier to both new and existing establishments that appears to be emerging involves the regulatory burden environmental control agencies may place on meat and poultry production

establishments regarding wastewater handling requirements.

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Though these regulatory efforts are currently in an exploratory phase, the proposed changes would involve large expenses for small businesses to hold, test and remove wastewater from their facilities far in of the excess current regulatory burden. This could have a disproportionate and potentially disastrous impact on small and very small meat and poultry processors.

face establishments also Some may difficulties in disposal of inedible materials. Establishments in underserved rural communities may significant expense incur а to dispose of materials if they are located a significant distance from rendering establishments.

The third question the subcommittee was asked to address is, what steps, outreach methods, partnerships or strategies should FSIS consider to raise awareness of its available resources in underserved communities?

The first method FSIS should utilize to raise awareness of available resources in underserved communities is to publish a clear, concise guidance document that points prospective applications to

resources for determining whether or not they need inspection, how to apply for inspection, how inspection works, and how to begin the process of designing a production facility that complies with regulatory requirements.

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In particular, the document should provide guidance on facility construction, product flow, written food safety systems, such as SSOP, HACCP, recall plans, laboratory testing and prerequisite programs, and potentially guidance for engaging with other regulatory entities that may have jurisdiction impacting meat and poultry businesses.

Such a document should also include how to assess outreach services to assist prospective applicants in the process of meeting regulatory requirements and obtaining a grant of inspection.

These outreach services may include but are not necessarily limited to trade organizations, state of agriculture, departments extension offices, academic institutions, local health departments, state meat and poultry inspection programs, local community development offices, and FSIS websites. district office points of contact, state and federal compliance personnel and EIAO personnel. This document should also be available in multiple languages sufficient to

reach underserved populations.

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A second method FSIS should utilize to raise awareness of available resource in underserved communities is to expand engagement and accessibility to increase participation in small plant round table and town hall virtual meetings.

be accomplished by increasing This may proactive engagement with state meat and poultry inspection programs, local health departments, meat processing academies and regional and educational centers, meat, poultry and other food trade organizations, small business associations and livestock associations. FSIS should also publicize the sign-up mechanism for meeting announcements.

A third method FSIS should utilize to raise awareness of available resource in underserved communities is to reemphasize to FSIS personnel, particularly compliance and EIAO personnel, that a key part of their job duties is to proactively connect establishments and prospective establishments with targeted resources and assistance that may benefit that specific business.

FSIS should also consider forming a partnership with the Small Business Administration to help connect underserved communities with available

resources.

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The subcommittee was asked question 4, which states, what datasets or other resources are available to assist FSIS in identifying underserved communities that would benefit from increased slaughter or processing capacity? FSIS should consider analyzing data from FSIS sources asking the following questions.

How many individuals are contacting FSIS and expressing interest in starting meat and poultry businesses in a 12-month period? How many businesses actually apply for inspection in a 12-month period? How many businesses that apply for inspection actually obtain a grant of inspection in a 12-month period? many businesses that obtain how а grant inspection in a 12-month period are still open one after receiving a grant of inspection and beginning operations?

FSIS should conduct follow-up surveys to determine common reasons why interested parties decided not to pursue FSIS inspection, or common reasons why businesses which obtained a grant inspection either failed to begin operations or ceased Further analysis of this data should be operations. analyzed for impact on underserved communities.

FSIS should consider reaching out to state

departments of agriculture, extension offices, local USDA offices, Farm Bureau and community development organizations regarding the number of inquiries they receive about how to obtain a grant of inspection, or how to start a meat and/or poultry business.

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FSIS should consider obtaining population and livestock/producer density data to target outreach activities to underserved areas. This may include an analysis of numbers and locations of large and small livestock operators in relation to large and small and processing establishments, slaughter including establishments under both state and federal inspection.

Particular attention should be paid to the locations of small livestock producers with respect to locations of smaller slaughter facilities. FSIS should also consider reporting this data after a reevaluation of size classification definitions. This suggestion will be explored further under question 6.

FSIS may wish to partner with the Centers for Disease Control, utilizing FoodNet, to explore a comparison of foodborne illness location data and source by population demographics.

The subcommittee then addressed question 5, what concrete actions can FSIS take, alone or in

partnership with other stakeholder organizations, to most effectively stimulate increased slaughter or processing capacity in underserved communities?

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The single most impactful action FSIS could take is to publish a clear, concise guidance document that points prospective applicants to resources for determining whether or not they need inspection, how to apply for inspection, how inspection works, and how to begin the process of designing a production facility that complies with regulatory requirements.

In particular, the document should provide guidance on facility construction, product flow, written food safety systems, such as SSOP, HACCP, recall plans, laboratory testing and prerequisite programs, and potentially guidance for engaging with other regulatory entities that my have jurisdiction impacting meat and poultry businesses.

Such a document should also include how to access outreach services to assist them in the process of meeting regulatory requirements in obtaining a grant of inspection. These outreach services may necessarily limited to trade include but are not organizations, state departments of agriculture, extension offices, academic institutions, local health poultry departments, state meat and inspection

programs, local community development offices, and FSIS websites, district office points of contact, state and federal compliance personnel and EIAO personnel.

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This document should also be available in multiple languages sufficient to reach underserved populations. Stakeholder input should be utilized throughout the development process, and social media should be utilized to advertise the availability of the guide.

EIAO FSTS should utilize personnel to conduct onsite outreach visits for prospective establishments from less of quote/unquote, а "regulatory perspective," and more of a, quote/unquote, "consultative perspective." FSIS should consider allocating individuals entirely to this task, instead of making it a portion of existing employee responsibilities.

State meat and poultry inspection programs have historically been a key provider of inspection services to underserved communities. However, the current prohibition on entry of at least equal-to state-inspected products into interstate commerce forces these establishments to choose between state inspection and a potential expansion of their

business.

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Many of these establishments make the choice to accept this FSIS-imposed limitation on their growth in order to maintain state inspection, which limits the benefits those establishments provide to their underserved community, including employment opportunities and food security.

Current options presented to states and establishments under the Cooperative Interstate Shippers Program and the Talmadge-Aiken program are insufficient, since they require state meat and poultry inspection programs to perform same-as inspection, thereby negating the potential benefits of an inspection program tailored to small and very small establishments that can be obtained under an at least equal-to state meat and poultry inspection program.

FSIS should lift the prohibition on entry into interstate commerce for products from state-inspected establishments under the inspection of at least equal-to state meat and poultry inspection programs. Prohibition on these products entering international commerce should remain.

Question 6, are there any additional thoughts or recommendations you'd like to share?

Current size classifications categorize meat and

poultry businesses by their number of employees. difference tremendous There is between an establishment with up to 499 employees and an establishment with 11 employees. The current classification definitions would classify both of types of establishments as, quote/unquote, "small."

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FSIS should reevaluate the entirety of their size classification system to better group similar establishments in size classification categories. Stakeholder input should be obtained throughout this process with an emphasis on small and very small establishments.

should evaluate the vast FSIS amount information accessible through FSIS website to improve navigation and assist ease of producers and prospective applicants with obtaining applicable information for a given topic in a clear, concise The current presentation of a tremendous fashion. amount of information is cumbersome and confusing.

FSIS should proactively engage with environmental regulatory ensure agencies to the revisions to proposed standards governing the discharge of wastewater from meat and poultry processing establishments slaughter and

1 significantly detrimental to small and very small meat and poultry businesses. 2 3 And finally, FSIS should explore options to 4 assist small and very small meat and poultry 5 establishments in areas underserved by rendering 6 resources. This may include options such as incentive 7 programs or central collection points, but should seek 8 to give underserved communities options on how to meet regulatory requirements for inedible disposal 10 practical manner. 11 That. concludes t.he recommendations $\circ f$ 12 Subcommittee A. The entirety of this document was 13 voted on and accepted unanimously by the subcommittee. 14 That concludes my presentation. 15 MS. GREEN: Okay, we will now move to the 16 subcommittee discussions by the full committee, the 17 subcommittee report discussions, I'm sorry, by 18 full committee. So, I will turn it back over to Dr. 19 Dillon to lead that segment. 2.0 DR. DILLON: Okay. Are there any questions 21 regarding the document? 22 CHAVES: I have a question. This is DR.

Free State Reporting, Inc.

Sure, go ahead.

Of all the recommendations that

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Byron Chaves.

DR. DILLON:

DR. CHAVES:

1378 Cape St. Claire Road Annapolis, MD 21409 (410) 974-0947 you guys have, we also maybe have many of them, but which ones would you prioritize? What would be your top two, maybe, of things that are more pressing?

2.0

DR. DILLON: I think that the topic that again and again came up is the one on the screening, where there really is not a clear, concise guidance document that is not hundreds of pages long, and easy to navigate, for prospective applicants. I think that some state programs have guidance like that.

In Texas, we have a guidance document like that. It needs a little updating, but we have one, and it's real useful. And I think that for FSIS to take that recommendation and publish a clear, concise guidance document for prospective applicants, that would be exceptionally useful.

As far as -- you know, there were several other recommendations on this. I think one of the big ones is the size of establishments classifications. You know, that came up both during the grant process discussion as well as just the general discussion about size classifications, because there's a lot of regulatory requirements that are determined by size classification.

And one of the subcommittee members is a owner of a small business under FSIS inspection, and

that -- one of our colleagues voiced that if he hires three more people, he changes classification size, to small. And there's a lot of, you know, detriment to that happening, from a regulatory perspective. And really, there is very little that a business with 11 employees has in common with a business with 499 employees, whereas there's a lot that a business with 11 employees has in common with a business with 5 to 10 employees.

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certainly when you're talking And about underserved communities, we're talking about very small businesses and, you know, that size classification, I think is certainly having a negative effect on hiring in those communities, and expansion of those businesses.

You know, we weren't -- we didn't discuss this in the, you know, the distilling of these in the subcommittee into ranking of the most important, so I'm probably just speaking for myself here. I also think that allowing state-inspected products into interstate commerce would potentially have a massive impact on some small businesses and their ability to grow.

There are more very small establishments under state inspection in the state of Texas than

there are under federal inspection. And those businesses have made that choice. Allowing those businesses to grow by participating in interstate commerce would undoubtedly make a difference, and be a positive both for those businesses and their communities.

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But if I had to pick two, the ones that we discussed maybe the most would be the guidance document, certainly, and potentially the size classification.

DR. CHAVES: Awesome, thank you.

MS. GALLIMORE: As а member of that subcommittee, I think the two that you highlight are accurate, just based on the discussions that we had. I think those two were definitely the ones that were the most talked about and repetitive throughout. I do disagree on the allowance for state-inspected products to cross state lines, as I would also require statutory change, but the other two, a hundred percent onboard.

DR. ESTEBAN: Good afternoon. I don't know if you can hear me. This is Under Secretary Esteban. And I don't know if I can ask a question, but I'm going to ask it anyway.

FEMALE SPEAKER: Emilio, I think you get to

do whatever you want.

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DR. ESTEBAN: Oh excellent, I love it. So let me ask you this, to the committee, please. First of all, thank you very much for doing this work. It's very important to us.

So the specific question I have is, in your discussions, specifically the distinction on establishing by employee numbers, did the committee any thoughts or recommendations thev would provide FSIS regarding some alternative way classify the establishments, say for example, by production volume, or some other characteristic that would be more fair to all players?

DR. DILLON: There was some discussions about that. But one thing that really came up, as far as a point of consensus for the committee, is that FSIS should solicit stakeholder input that on question. I think there's a lot of ways to approach that topic, maybe creating additional classifications, that are a little smaller, potentially looking at production volumes.

And the thing that's a complicating factor in there, that we did discuss, is when you're talking about, you know, production volumes, you know, with regards to poundage or with regards to annual revenue

or things like that, that may look very different, you know, when you're talking about different types of products, such as, you know, if you're talking about a jerky product, we're looking at, you know, a high value product for the amount of poundage produced.

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You're looking probably at a lot of, you know, customers reached, per pound, so things like that. I think that there's different ways that it could be approached. But the most important thing would be to solicit stakeholder impact, and to try to group those classifications in a more appropriate way, so that similar businesses are grouped together, and that you avoid, you know, essentially putting a cap on a business' growth, because then they're going to be lumped in with regulatory requirements on a much larger business.

MS. GALLIMORE: Yeah, completely agree. I think too, we did talk about that employee number is not necessarily a bad thing to use, but the current designation of small and very small based on employee number may not be applicable in this context. So the original context for that was the HACCP and pathogen reduction rule, which was a very different context than it's being used here.

DR. ESTEBAN: Thank you very much for that

1	input.
2	DR. DILLON: Any other comments?
3	(No response.)
4	DR. DILLON: All right. I think that
5	concludes my presentation, and I will turn it back
6	over to the moderator.
7	MS. GREEN: My apologies, I am talking on
8	mute.
9	Thank you again, Dr. Dillon.
10	Now that there are no further deliberations
11	for the outreach to prospective applicants for FSIS
12	inspection, I'd like to see if there's anybody that
13	would like to move to nominate the recommendation.
14	DR. DILLON: So moved.
15	DR. WILLIAMS: Second.
16	MS. GREEN: Okay. Can you please, as you
17	move, and you second, can you please provide your
18	name, for the record?
19	DR. DILLON: Motion made by Dr. James
20	Dillon.
21	DR. WILLIAMS: Second made by Dr. Byron
22	Williams.
23	MS. GREEN: Okay. We will attempt, first,
24	since we're in a virtual platform, to adopt the
25	recommendation by acclamation, meaning that if there's

1	anybody who opposes adopting the recommendation, then
2	please indicate that you oppose, versus going name by
3	name for a vote. So, is there anyone who opposes
4	adopting the recommendation?
5	(No response.)
6	MS. GREEN: Okay. Thank you. We will
7	
	accept this report. Now, we will proceed by beginning
8	with, by Group B, subcommittee report for assistance
9	to businesses currently under FSIS inspection. And
10	the chair for that committee is Dr. Byron Chaves.
11	If you are ready, Dr. Chaves, we can proceed
12	with your report, for your subcommittee.
13	DR. CHAVES: I can't share my screen. Oh,
14	now I can.
15	MS. GREEN: Okay, great.
16	DR. CHAVES: Hold on a second. Can you all
17	see my screen with the report?
18	MS. GREEN: No, I cannot.
19	DR. CHAVES: How about now? Can anybody see
20	it?
21	MS. GREEN: No.
22	DR. CHAVES: No?
23	MALE SPEAKER: Yes.
24	MS. GREEN: I can see it now.
25	FEMALE SPEAKER: There it is.
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DR. CHAVES: Okay, cool.

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MS. GREEN: Thank you.

DR. CHAVES: Okay. Well, thanks everybody that was in Subcommittee 2, or Subcommittee B. We were working on assistance to current businesses. My name is Byron Chaves, from the University of Nebraska-Lincoln, and I will report on the work that we've been doing for the last couple of days.

So, we had six questions, just like group number 1, and there's a lot of things that are maybe a little bit repetition from what was reported from group number 1.

But the first question that we had was what barriers significantly inhibit small and very small regulated establishments from operating successfully under FSIS inspection?

And so for a little bit of background, we discussed several behavioral, cultural, educational, financial, geographical infrastructural, linguistic, (indiscernible), and other types of barriers that may be faced by small and very small establishments, and that these the consensus was operations do get overwhelmed by the burden of implementation sanitation performance standards, HACCP regulations and other regulations that are applicable to those

facilities.

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the specific barriers Amona that we identified were facilities in states where state inspectors can do inspections on behalf of the federal government, such as the ones that you have on the screen, face additional communication challenges with FSIS, because they have more layers that they have to There's also a high turnover in the food go through. industry as well as a lack of qualified workforce, and course this poses a challenge for training in sanitation and food safety.

Information and guidance documents is not in a format digestible by many small and very small operators, and later on I'll talk about information that is available, but how the format may not be the right format for people.

Lack of inspection personnel training on risk-based food safety assessments, and basically just following checklists, lack of training resources and technical assistance in languages other than English, overlooking African, Asian, Eastern European and Hispanic and/or Latino worker training needs, low literacy level of plant owners and workers, hindering training effectiveness.

The regulatory burden is disproportionately

large on small and very small plants, which was already discussed, and training is time consuming and often away from the plant, making it difficult for establishments to send people off to those sorts of trainings.

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So that the recommendations that we have, based on question 1, to FSIS are to one, develop guidance for industry on product disposition when potential deviations have occurred. This is in response to the financial burden imposed by having to discard products that may be otherwise used in alternative applications.

And so, we talked about being heavily isolated and not having access to rendering facilities and those things, but also the financial burden that is imposed by having to throw away food that could be used in other alternative uses.

Number two, expand guidance to industry on develop and maintain SSOP to and HACCP documentation, due to the lack of food safety management system expertise that these facilities have, as opposed to the lack of resources to hire a staff member consultant or a full-time that completely dedicated to developing and maintaining the documentation.

Identify inspection personnel training needs to communicate more effectively with establishment management and personnel, to increase trust and maintain a positive working relationship, so that would be more on the training of the personnel, of the inspection personnel.

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Improve the way that FSIS disseminates new versions of guidance, notices and directives, so that processors are aware in a timely fashion. And we do have suggestions for this later on in question number 5.

Promote practical application of HACCP training. Currently we know that HACCP training can be very passive, and so the content needs to be reconciled with the reality of small and very small establishments, considering ethnic and cultural backgrounds.

And lastly, streamline communication, collaboration and partnership between establishments and FSIS regional offices to reduce time and financial costs of appeals and other processes. So again, this is more related to states where the state inspectors inspections behalf of the federal do on government.

Okay. Moving on to question number 2, what

are the most critical kinds of information that would help make small and very small establishments in underserved communities more successful? And so when we thought about the answers to this question, we thought more successful in complying with regulations, right, with federal regulations.

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So subcommittee discussed the several aspects, or different types of information regarding type and access that would help small and very small compliance facilities increase with federal regulations in a more effective way. The subcommittee agreed that creating a positive, mature food safety culture is not a one-size-fits-all kind of approach, but that the FSIS inspectors should a part of the development of that culture, to of course increase compliance with regulations and put a safer product on the market.

However, there are some instances of power structure dynamics between many inspectors and their assigned facilities hinder effective that may communication, the development of trust between the facility and FSIS, and the implementation of based food safety and other controls, which ultimately, of course, have an effect on public health.

The subcommittee's consensus is that FSIS needs to provide further support with documentation and implementation of food safety regulations. Some specific kinds of information that we identified came from different sources, such as cooperative extension, quidance documents, peerreviewed publications, pathogen predictive modeling, social media and many others.

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And so the recommendations here were to, number one, design and administer a needs assessment survey for managers and for non-managers in the meat and poultry industry or in regulated facilities, to better identify preferred training content and methods that adaptable delivery are to the work schedules and the time constraints that we know that industry faces, especially small and very small operators.

Design practical training materials in the form of case studies, videos, infographics and others can be combined in a training toolkit for establishments, including training in how to use available resources. So things like the pathogen predictive modeling may have a lot of applications for HACCP validation, but there's really not a lot of quidance on how to use those sorts of tools.

Develop specific and culturally sensitive training resources for underserved communities such as Amish and tribal nations. Improve communication and increase collaborative outreach between processors and federal inspectors and their regional district offices.

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And then again, we had a theme that was basically streamlining communication between inspectors, the regional offices and small and very small facilities, and use them as a resource, not just for enforcement of the regulation but also for resources for how to comply with the regulation.

Another recommendation is to increase practical training experience for inspection personnel on food safety, humane handling and other topics. Provide resources to industry in various formats and languages, to consider equitable access to resources in different areas of the country, maybe rural areas, as well as non-native English speakers, and people with various literacy levels.

And lastly, for question number 2, provide training for FSIS personnel on diversity, equity and inclusion as well as microaggressions and cultural sensitivity to better work with the ethnic and cultural reality of the meat and poultry workforce.

Okay. For question number 3, we tried to answer the question, how can FSIS more effectively promote awareness and the use of current, valid scientific information in support of small and very small establishments' food safety systems?

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So, for this question, the subcommittee discussed the many resources that already exist, and agreed that there is a significant amount of technical information that processors can use. However, we also have consensus that FSIS has done a really good job at creating guidance documents and materials, but that those documents are typically in English and may not be in a format that small and very small facilities can digest.

And of course we know that a lot of the guidance documents are labeled, you know, guidance for small and very small food facilities, but we are not taking into account that some of them may not have the literacy level to read the document in English, and maybe they need it in a different language.

Other things that we discussed is that scientific publications and white papers from commodity boards may not be free of charge, and that will, of course, decrease access to those validated technical information pieces.

Specific ways to promote awareness and use of information were to expand collaborations with cooperative extension, land grant institutions, community colleges and other technical schools, create a peer-to-peer network, support network for small facilities in a specific region, where they can share information, resources, answers to technical questions and things like that.

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Increase social media presence in dynamic formats, and conduct webinars on how to use guidance documents, notices, the pathogen predictive modeling, for example, and others.

So the recommendation here for FSIS was one of our strongest recommendations, is to establish a central repository of updated HACCP validation resources which can serve as a searchable database for processors to find relevant technical information.

We also discussed that we are aware that some universities such as Wisconsin, Texas A&M, Ohio State already have some of these things, but those databases tend to be a little outdated. And so having something that is more centralized database that can come maybe from FSIS would be relevant.

And to do this, we propose to work with, or we suggest FSIS works with cooperative extension and

the state HACCP leads to disseminate this database, and help processors identify the resources that they need, that are appropriate for their product and processes. And also, expand them to other sources, right. So we have things like the Manufacturing Extension Partnership Network, that does some work providing food safety as well as occupational safety and other types of trainings to industry.

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And then number two, develop and maintain technical resources in bite-sized formats accessible by small plants, to tackle very specific regulatory requirements such as verification testing, right, so we have something more approachable. We know that videos of three to five minutes is the most that people are going to watch, if not shorter videos. So having something that is more accessible plants, not that you just have to sit down and read a guidance document, would be ideal.

For question number 4, we tried to answer what organizations are most effective at providing assistance to small and very small establishments, and what can FSIS learn from these organizations to enhance its own efforts to assist small and very small establishments?

We basically said, we identified several

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sources of technical information. Some are more targeted to meat and poultry processors or to regulated facilities, and some are more on the consumer food safety education spectrum, but some of the resources are universal that we can take from different sources.

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Many of these organizations have resources only for their members, posing a financial barrier for small and very small businesses to access timely and relevant information. And so we also talked about, is it worth belonging or paying a membership to a commodity group, right. What is the cost/benefit? And sometimes the cost/benefit is not ideal, although these commodity boards do have resources that members can access.

We identified multiple organizations. I don't have to name them all, but university extension services, professional societies, industry-driven commodity groups, right. And so we have examples across different species and across different commodities.

We also have examples of grass root organizations, including NGOs, the Flower Hill Institute was brought up, consumer advocacy groups and consumer education groups, as well as community-based

organizations, and lastly, the Partnership for Food Safety Education and the Alliance to Stop Foodborne Illness, which we know also have resources that consumers and industry can use.

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So the recommendations to FSIS for this question were to one, develop and/or enhance partnerships and memorandums of understanding with the organizations listed above, and many others, in a transparent way that increases access to information by small and very small establishments.

And the thinking behind this is that a lot of the information may be accessible to larger facilities. And so are proposing, we or we are suggesting FSIS be more transparent with what are the resources that are specifically available for small and very small facilities.

Develop materials based on storytelling, clear, real life examples that explain the why of food safety, right, or the why of the regulation, or the why of something, thus enforcing food safety culture.

Promote collaborative food safety culture, avoiding regulatory action, when opportunities for risk-based training and support exist. Right, and so that basically relates to people and facilities, not just the FSIS, sometimes not as a resource but just as

a regulator, so maybe changing that kind of thinking.

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And then lastly, build the capacity to further expand in support of the work of the Ask FSIS and the Small Plant Help Desk -- this was one of our strongest points that we discussed heavily. Basically what we propose is to better integrate these two resources, to increase funding and staffing for reduced response time.

We know that these resources exist, but that you may not get an answer in a timely fashion, and then to separate education and training from regulatory compliance, which is what I mentioned before.

Moving on to question number 5, what Okay. concrete actions can FSIS take, alone partnership with stakeholders, to more effectively aid existing facilities in underserved communities? subcommittee discussed various specific actions that FSIS can take to more effectively support regulatory compliance of these very small and small establishments.

Trust and transparency were mentioned several times during the discussion. Some members of the subcommittee felt strongly that there is a culture of fear of the FSIS inspection process, due to

inherent power dynamics, that may hinder processors from seeking federal inspection or from successfully remaining under federal inspection.

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And so the concrete actions that we propose are to unify, or standardize the food safety messages in training for inspectors, as well as training processors. And so that when everybody's speaking the same language, this will reduce confusion, clarify expectations and facilitate conversations between industry and FSIS inspection personnel.

Number two, we propose or suggest to facilitate and expand regional listening sessions, town halls and summits to better integrate the small and very small industry with the FSIS mission and the message, as well as to streamline communication with regulators. And again, this comes down to developing that positive and mature food safety culture across the food chain, right, and so that the regulator is an active participant of developing that food safety culture.

Create a quarterly newsletter that can be distributed to the IPP, or to IPP personnel, or IPP staff, who can then report directly to the regulated facilities during their weekly meeting and inform of regulatory updates, webinars, and new resources that

may be available for small and very small facilities.

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And lastly, immediate action is recommended to improve the capacity of the Small Plant Help Desk to provide support to facilities in a timely fashion, which is what I discussed in question number 4.

The last few things that I would like to share come from question 6, what are the -additional thoughts or recommendations that we would like to share? So final comments from the subcommittee revolved around equity aspects of regulatory compliance and federal inspection, for example, inequalities in FSIS overtime policies that put additional financial burden on small and very small facilities, especially in rural America.

So the final thoughts, or recommendations for the FSIS were to explore ways to reduce the burden of testing carried by small and very small establishments by leveraging FSIS testing results to support the company's food safety management systems.

Number two, we suggest to incentivize the presence of inspectors and workers, FSIS workers in rural and disadvantaged areas of the United States, number 3, to reduce the financial burden of inspection on small and very small plants by reviewing overtime charges, recognizing the lower volume of production of

these facilities, and the challenges with splitting charges between operations.

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And lastly, we propose to enforce regulations in a more consistent and equitable way across all FSIS districts.

And with that, that is the report of Subcommittee B on facilities that are currently under FSIS inspection. Any comments or questions?

MS. GALLIMORE: Casey Gallimore with the North American Meat Institute. Just out of interest, I notice the Small Plant Help Desk was on here a couple of times, and I don't disagree with that, but was there discussion on the subcommittee from those with experience on how long that's currently taking for people to get a response?

DR. CHAVES: Yeah. I can let maybe some of my fellow subcommittee members respond to those, to that question, for Casey.

MR. ROBINETTE: This is Patrick at Micro Summit. Yes, we did discuss that, because through our experiences of actually using it, where you could be days, weeks, for having a response. As we discussed, the problem with the plants is not the action of what you did wrong, it's always reaction. And while you wait for a response the, you know, IPP gets very

1 frustrated. 2 MS. GALLIMORE: Thank you. That's helpful 3 context. 4 DR. CHAVES: Thanks, Patrick. 5 Any other questions or comments? 6 (No response.) 7 DR. CHAVES: I also have to say I had a 8 phenomenal group of people to work with, so thank you 9 all for your input. 10 This is Jim Rogers DR. ROGERS: Hi Byron. It looks like that a number of 11 from Consumer Reports. 12 findings and recommendations over, I mean, 13 overlap with ours. 14 DR. CHAVES: Yeah. 15 DR. ROGERS: I mean, I'm hoping that USDA 16 will consider both sets of recommendations and see 17 where there's commonalities, and that might ease the 18 implementation of some of these recommendations. 19 DR. CHAVES: Yeah. I agree. When I was 2.0 listening to James do the report, you know, Ι 21 thinking we have a lot of these things in common, and 22 so I do hope that by identifying those needs, that it 23 will be easier for FSIS to maybe identify what's what 24 too. 25 I don't see any other comments or questions,

1 | nothing in the chat, so I'll turn it over to Katrina.

2 MS. GREEN: (Indiscernible)? Was that

3 someone with a question, or comment?

(No response.)

2.0

MS. GREEN: Okay. I'll proceed.

DR. WILLIAMS: I'm sorry. Byron Williams.

I just wanted to reiterate the point of recommendation of a central repository, recommendation for resources or scientific articles. I think that is of utmost importance, to have a consistency of the types of scientific validation and verification resources.

And whether USDA were to farm that out to others, but I think that would go a very long way in providing consistency across all operations, as long as the sources are similar to what's being done in the actual facility, and provide a variation of those resources so that a small plant could find one that fits what they need to do.

DR. CHAVES: Thank you. We discussed that a lot, and we agree with you. That was one of our strongest points.

There is a question in the chat that says, "Please define the reason for not agreeing to federal inspection standards." I don't know exactly what that means, if that question is directed to me, or to whom,

but maybe somebody can chime in, in the chat. And I
think I'm done with the reporting.

DR. ESTEBAN: Byron, this is Emilio -sorry, Under Secretary Esteban, I'm sorry. I think
that question from Pat Duck (ph.) was addressed to the
previous work group.

DR. CHAVES: Okay.

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DR. ESTEBAN: It was like about open up, or evening out the market so that people could actually do state inspections, and so that interstate --

DR. CHAVES: Oh, across state lines, yeah.

Okay. I remember. Yeah. She says, "The question's for Committee 1."

DR. DILLON: I can field that, if you'd like. You know, I'm Director of Meat and Poultry Inspection for the State of Texas, and I think we have potentially the largest and certainly one of the largest state meat and poultry inspection programs in the country. And we observe a lot of establishments struggle with that decision, about whether they grow, and go under federal inspection, or whether they decide not to do that, to stay under state inspection.

Our program and every other state inspection program in the country is audited by the federal state audit staff every year. And they certify that our

programs are at least equal to FSIS. So there is no food safety reason to prohibit those products being in interstate commerce. But it is undeniable that businesses are facing that decision every single day.

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And the fact that so many businesses -- as I mentioned earlier, in Texas there are more very small establishments under state inspection than federal inspection. So many of those businesses choose to remain under state inspection and accept the limitations on their growth beyond the borders of their given state.

That shows that state programs are doing something right. And those -- given that there are not significant food safety differences between state programs and the federal inspection program, I would argue that those things that state programs are doing right may be in the very areas of outreach and engagement that FSIS is asking this committee to address in our meetings.

And so I think that is the primary driver, just the proof is in the pudding, that there are a lot of establishments that make that choice, and that they are prohibited from growth outside the boundaries of their state, just by where that line is drawn.

DR. HARRIS: This is Joe Harris. And to add

1 to Dr. Dillon's comments, I agree with all of them. They are very true. Being located in Texas 2 3 working with a lot of Texas companies, he's right on 4 target. The other thing we hear from them, there are 5 6 some that might be interested in becoming federal to 7 ship interstate, but because they have older facility 8 facilities where certain design and components were grandfathered in under their state 10 inspection, if they apply for a new federal grant of 11 inspection, the facility upgrades would come 12 very, very significant cost. 13 DR. DILLON: I think that would conclude the 14 response to that question. And maybe we should turn 15 things back over to our host, to move on to a vote on 16 the second set of recommendations. 17 DR. CHAVES: Any final questions for 18 Subcommittee B, that we can help answer? 19 (No response.) 2.0 DR. CHAVES: Okay. Thanks everybody. 21 MS. GREEN: Thanks again. If there are no 22 further questions or deliberations, then we will 23 proceed, but I do want to confirm before I proceed,

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any additional questions

or

comments

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there

regarding Group B?

1	(No response.)
2	MS. GREEN: Okay. With there being nothing
3	further, we will proceed with the vote. We will
4	follow the same process that we used with Group A. We
5	will first attempt to adopt the recommendations by
6	acclamation, versus going name by name for their vote.
7	If this fails, we'll proceed directly to a roll call,
8	to complete the vote.
9	So, with that being said, is there a motion
10	to adopt the recommendations for assistance to
11	businesses currently under FSIS inspection?
12	MR. ROBINETTE: This is Patrick. I make the
13	motion.
14	MS. GREEN: Please provide your last name.
15	MR. ROBINETTE: Patrick Robinette, Micro
16	Summit.
17	MS. GREEN: Thank you. Is there a second?
18	DR. CHAVES: This is Byron Chaves from the
19	University of Nebraska, I second.
20	MS. GREEN: Okay. Is there any opposition?
21	(No response.)
22	MS. GREEN: Okay, seeing none, the
23	recommendations are accepted as submitted.
24	We're a little bit early on our schedule,
25	which is okay. I know you all have had a lot of work
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that you completed over the last two days and I thank you very much for all of your support and for NACMPI, and all of the hard work. So, at this time I will now turn the meeting over to Dr. Emilio Esteban for closing remarks. Thank you.

2.0

DR. ESTEBAN: Well, good afternoon, again, and I want to thank the committee members for the hard work you've done over the last two days. These --sometimes when we do these committees, you know, we ask questions, and I've been told once by attorneys that you never ask a question that you don't already know the answer to.

And so, we don't know the answers to things, and so we ask the questions. And now we're stuck with your answers. And we are going to hear, and listen, and digest them attentively. I think it's been a good discussion. I think you've been very candid in what I heard today, in this closing discussion.

This Agency, and in fact the Department is really focused on equity accessibility to all our stakeholders. And if you pair that with my vision of a transparent organization, I think the committee's recommendations will be a major, major element in how we evolve our approach, and adjust to seek to accept all these inputs into a current food safety landscape.

1 Hearing the discussions and hearing your 2 recommendations, you provided us with a lot to think 3 about, and a lot that we need to really, really 4 Some of the changes that you suggested are It will take time and work with 5 statutory in nature. 6 a lot of other entities to achieve them. Some we can take on in a shorter term. So again, we will continue to look to all 8 9 our stakeholders for input. We will do this openly 10 and transparently. I look forward to convening this 11 committee again next year. And I really once again 12 would like thank you, and especially, the interpreter. 13 Very good job. Thank you very much for this. 14 With that, I will adjourn the meeting for 15 Thank you very much, and hopefully see most of 16 you next year. 17 EVENT PRODUCER: That concludes our 18 conference. Thank you for using Event Services. You 19 may now disconnect. 2.0 (Whereupon, at 3:40 p.m., the plenary 21 meeting was concluded.) 22 23 24 25

1	CERTIFICATE
2	This is to certify that the attached proceedings
3	in the matter of:
4	NATIONAL ADVISORY COMMITTEE ON
5	MEAT AND POULTRY INSPECTION
6	PLENARY SESSION
7	Via Webex
8	June 22, 2023
9	were held as herein appears, and that this is the
10	original transcription thereof for the files of the
11	United States Department of Agriculture, Food Safety
12	and Inspection Service.
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