CONFERENCE FOR FOOD PROTECTION
2014 BIENNIAL MEETING
CLOSING SESSION AND ASSEMBLY
OF STATE DELEGATES MEETING

DATE TAKEN: WEDNESDAY, MAY 7, 2014
TIME: 8:00 A.M. - 10:13 A.M.
PLACE: BUENA VISTA PALACE HOTEL AND SPA
1900 EAST BUENA VISTA DRIVE
GREAT HALL NORTH
LAKE BUENA VISTA, FLORIDA 32830
TAKEN BEFORE: NINETTE BUTLER, RPR, CRR, FPR,
REALTIME SYSTEMS ADMINISTRATOR,
AND NOTARY PUBLIC
# ATTENDEES

## PANEL MEMBERS

- Lori LeMaster  
  Conference Chair
- Donna Garren  
  Vice Chair
- David McSwane  
  Executive Director
- Eric Pippert  
  Executive Treasurer
- Alan Tart  
  Lead Parliamentarian
- Janet Williams  
  Parliamentarian Assistant
- Brenda Bacon  
  Council I Chair
- Patrick Guzzle  
  Council II Chair
- David Gifford  
  Council III Chair
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<td>Ric Mathis</td>
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<td>Florida Department of Health</td>
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ATTENDEES

1. Georgia
   Craig Nelson
   Department of Agriculture
   Cameron Wiggins
   Department of Public Health

2. Hawaii
   Peter Oshiro
   Department of Health and Welfare

3. Idaho
   Patrick Guzzle
   Department of Health and Welfare

4. Illinois
   Pat Welch
   Department of Public Health

5. Indiana
   A. Scott Gilliam
   State Department of Health

6. Iowa
   Steve Mandernach
   Department of Inspections and Appeals

7. Kansas
   Steve Moris
   Department of Agriculture

8. Kentucky
   Pamela Hendren
   Department of Public Health

9. Maine
   Lisa Roy
   Department of Health and Human Services

10. Maryland
    Elizabeth Staley
    Department of Health and Mental Hygiene

11. Massachusetts
    Michael Moore
    Department of Public Health
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ATTENDEES

New York
John Luker
Department of Agriculture and Markets

Darby J. Grecco
Department of Health

North Carolina
Cindy R. Callahan
Department of Health and Human Services

North Dakota
Kennan Bullinger
Department of Health

Ohio
Donald Todd Mers
Department of Agriculture

Jamie Higley
Department of Health

Oklahoma
KC Ely
State Department of Health

Oregon
Dave Martin
Public Health Division

Susan Kendrick
Department of Agriculture

Pennsylvania
Sheri Morris
Department of Agriculture

Rhode Island
Dr. Ernest Julian
Department of Health

South Carolina
Sandra Craig
Department of Health and Environmental Control

...
ATTENDEES

Tennessee
Shanna Lively
Department of Agriculture

Hugh Atkins
Department of Health

Texas
Christopher Sparks
Department of State Health Services

Utah
Jay Schvaneveldt
Department of Agriculture and Food

Ron Marsden
Department of Health

Vermont
Al Burns
Department of Health

Virginia
Pamela Miles
Department of Agriculture

Julie Henderson
Department of Health

Washington
Joe Graham
Department of Health

West Virginia
Judy Ashcraft
Bureau for Public Health

Wisconsin
Peter Haase
Department of Agriculture, Trade and Consumer Protection

James C. Mack
Department of Health Services

Wyoming
Dean Finkenbinder
Department of Agriculture
## ATTENDEES

### U.S. TERRITORY DELEGATES

- **Puerto Rico**
  - **Mariely Ortiz**
  - Department of Health
PROCEDINGS

MS. LEMASTER: Good morning. I'd like to call to order this General Assembly of the 2014 Conference for Food Protection. It's good to see you all here this morning.

Just as an order of business, let me -- allow me to introduce the folks here on the stage. To my right and your left is the Executive Director, Dr. David McSwane; Vice Chair, Donna Garren; our Lead Parliamentarian, Alan Tart; and assisting Alan as Parliamentarian is Janet Williams.

And to my left, your right, we have Dave Gifford, Council II Chair. Patrick Guzzle is in the delegates as Council II Chair. And Brenda Bacon is Council I Chair. We have -- to the far left here is Eric Pippert, Executive Treasurer.

First, I'd just like to take a few moments to make a personal statement. It's really been an honor to serve as the Conference Chair over the past two years. It's been a very rewarding experience, and I've learned so much from everyone. But I have to admit that the job of Conference Chair is really a lot easier than it may seem because of the excellent executive staff that we have.
Dr. McSwane, this was his first conference cycle as Executive Director, and he just hit the ground running. He and the Executive Assistant, Lisa Wright, who is retiring after this conference, and Aggie Hale, who is taking her place, and Eric, they do so much work behind the scenes. You really just don't have any idea how much they do to make this conference go off without a hitch. And I really appreciate all of your hard work and all that I've learned from you guys during this cycle. (Applause.)

I'd also like to just take a moment to thank all of you because you all are really where the real work and the meat of this organization takes place, whether you are -- you represent your states as a voting delegate or you're a member of the industry, you're on a committee or you serve on council or you represent your constituency as a member of the executive board, your academia, or you're one of our federal partners who provide so much support to us during the conference.

Whenever we work amongst our state holders and create consensus and move issues of public health and food safety forward, that's where the real work of this conference takes place and the mission is
furthered. So thank you all for being here. Thank you. Give yourselves an applause.

(Applause.)

All right. At this time, I will turn the podium over to Dr. McSwane, and he will take the roll call.

DR. McSWANE: Thank you, Lori.

And good morning. I'm going to begin with a roll call of states and territories. As I read the name of your state, I'd like for each delegate who is representing the state or agencies within the state to please share the vote that you have. If you are a single delegate, then you would have a full vote. If you are -- there are two delegates from your state, you would each have one half vote. And in one case I think we have three delegates from a state, so you would each have one-third vote.

We ask that when the state's name is called, you would identify yourself by your name and what portion of the vote you would have.

All right. Alabama?

MS. FENN: Phyllis Fenn, Department of Health.

One full vote.

DR. McSWANE: Alaska?
MS. STRYKER: Kimberly Stryker, Alaska Department of Environmental Conservation. One full vote.

DR. McSWANE: Arizona?

MS. GAITHER: Marlene Gaither, Coconino County Health Department. Full vote.

DR. McSWANE: Arkansas?

MR. FRUECHTING: Phil Fruechting, Arkansas Department of Health. One full vote.

DR. McSWANE: Colorado?

MS. PILONETTI: Therese Pilonetti, Colorado Department of Health. One full vote.

DR. McSWANE: Connecticut?

MS. FLETCHER: Jessica Fletcher. Connecticut Department of Consumer Protection. One half vote.

MS. COSTA: Cynthia Costa, Department of Public Health. One half vote.

DR. McSWANE: Delaware?

MR. MACK: Jamie Mack, Delaware Division of Public Health.

DR. McSWANE: Florida?

MR. AKIN: Rick Akin, Florida Division of Hotels and Restaurants. One-third vote.

MR. MATHIS: Ric Mathis, Florida Department of Health. One-third vote.
MS. CORNMAN: Lee Cornman, Florida Department of Agriculture. One-third vote.

DR. McSWANE: Georgia?

MR. NELSON: Craig Nelson, Georgia Department of Agriculture. One-half vote.

MR. WIGGINS: Cameron Wiggins. Georgia Department of Public Health. One-half vote.

DR. McSWANE: Hawaii?

MR. OSHIRO: Peter Oshiro, Department of Health. One full vote.

DR. McSWANE: Idaho?

MR. GUZZLE: Patrick Guzzle, Department of Health and Welfare. One full vote.

DR. McSWANE: Illinois?


DR. McSWANE: Indiana?


DR. McSWANE: Iowa?

MR. MANDERNACH: Steven Mandernach, Iowa Department of Inspections and Appeals. One full vote.

DR. McSWANE: Kansas?

MR. MORRIS: Steve Morris, Kansas Ag. One
full vote.

DR. McSWANE: Kentucky?


DR. McSWANE: Maine?

MS. ROY: Lisa Roy, Department of Health. One full vote.

DR. McSWANE: Nebraska?

MR. HUFFMAN: Troy Huffman, Nebraska Department of Health. One-half vote.

MR. HANSSEN: George Hanssen, Nebraska Department of Agriculture. Half vote.

DR. McSWANE: Nevada?

MR. McNINCH: Dave McNinch, State of Nevada. One full vote.

DR. McSWANE: New Hampshire?

MR. SEIFERT: John Seifert, New Hampshire Division of Health and Human Services. One full vote.

DR. McSWANE: New Jersey?

MR. MANLEY: Bill Manley, Department of Health. One full vote.

DR. McSWANE: New Mexico?

MR. ZAPPE: Steve Zappe, New Mexico Environment Department. One full vote.
DR. McSWANE: New York?

MR. LUKER: John Luker, New York State Department of Agriculture and Markets. One-half vote.

MR. GRECO: Darby Greco, New York State Department of Health. One-half vote.

DR. McSWANE: North Carolina?

MS. CALLAHAN: Cindy Callahan, North Carolina Department of Public Health. One full vote.

DR. McSWANE: North Dakota?

MR. BULLINGER: Kenan Bullinger, Department of Public Health. One full vote.

DR. McSWANE: Ohio?

MR. MERS: Don Todd Mers, Ohio Department of Agriculture. One-half vote.

DR. McSWANE: Ohio? Do we have a second delegate from Ohio?

MR. HIGLEY: Jamie Higley, Ohio Department of Health. One-half vote.

If I could mention, this table here was skipped.

DR. McSWANE: Yeah. We'll come back.

My name is McSwane, but I have trouble with the M's. Can you imagine that? One of these days I'll get that right.
Oklahoma?

MR. ELY: KC Ely, Oklahoma State Department of Health. One full vote.

DR. McSWANE: Oregon?

MR. MARTIN: Dave Martin, Oregon Public Health Division. One-half vote.

MS. KENDRICK: Susan Kendrick, Oregon Department of Agriculture. One-half vote.

DR. McSWANE: Pennsylvania?

MS. MORRIS: Sheri Morris, Pennsylvania Department of Agriculture. One full vote.

DR. McSWANE: Rhode Island?

MR. JULIAN: Ernie Julian, Rhode Island Department of Health. One full vote.

DR. McSWANE: South Carolina?

MS. CRAIG: Sandra Craig, Department of Health and Environmental Control. One full vote.

DR. McSWANE: South Dakota?

Do we have anyone representing the State of South Dakota?

All right. Tennessee?

MS. LIVELY: Shanna Lively, Department of Ag. One-half vote.

MR. ATKINS: Hugh Atkins, Tennessee Department of Health. One-half vote.
1 DR. McSWANE: Utah?
2 Oh, I'm sorry. Texas. Texas. I'm sorry.
3 Sorry about that.
4 MR. SPARKS: Christopher Sparks, Department of State Health Services. One full vote.
5 DR. McSWANE: Now Utah.
6 MR. SCHVANEVELDT: Jay Schvaneveldt, Utah Department of Agriculture. One-half vote.
7 MR. MARSDEN: Ron Marsden, Utah State Department of Health. One-half vote.
8 DR. McSWANE: Vermont?
9 MR. BURNS: Al Burns. One full vote.
10 Department of Health.
11 DR. McSWANE: Virginia?
12 MS. MILES: Pam Miles, Virginia Department of Agriculture. One-half vote.
13 MS. HENDERSON: Julie Henderson, Virginia Department of Health. One-half vote.
14 DR. McSWANE: Washington?
16 DR. McSWANE: West Virginia?
17 MS. ASHCRAFT: Judy Ashcraft, West Virginia Bureau for Public Health. One full vote.
18 DR. McSWANE: Wisconsin?
MR. HAASE: Peter Haase, Wisconsin Department of Agriculture. One-half vote.

MR. MACK: James Mack, Department of Health, one-half vote.

DR. McSWANE: And Wyoming?

MR. FINKENBINDER: Dean Finkenbinder, Wyoming Department of Agriculture. One full vote.

DR. McSWANE: We have two U.S. territories represented. We have Guam? No?

How about Puerto Rico?

MS. ORTIZ: Mariely Ortiz, Puerto Rico Department of Health. One-half vote.

DR. McSWANE: And the District of Columbia?

MR. GIBSON: Arian Gibson, D.C. Department of Health. One-half vote.

DR. McSWANE: All right. And we'll go back to the M's. We've covered Maine already. So as soon as Michael gets to the end of the row, we'll come back to Maryland.

MS. STALEY: Elizabeth Staley, State of Maryland Department of Health and Mental Hygiene. One full vote.

DR. McSWANE: Massachusetts?

MR. MOORE: Massachusetts. Michael Moore, Massachusetts Department of Public Health. One
full vote.

DR. McSWANE: Michigan?

MS. WALKER: Sandra Walker, Michigan Department of Agriculture and Rural Development.

One full vote.

DR. McSWANE: Minnesota?

MR. READ: Dave Read, Minnesota Department of Agriculture. One-half vote.

MS. PAULUS: Colleen Paulus, Minnesota Department of Health. One-half vote.

DR. McSWANE: Mississippi?

MR. CHOATE: Adam Choate, Mississippi Department of Agriculture and Commerce. One-half vote.

MS. SWAYZE: Queen Swayze, Mississippi State Department of Health. One-half vote.

DR. McSWANE: And Missouri?

MS. DETTMAN: Ellen Dettman, Missouri Department of Health and Senior Services. One full vote.

DR. McSWANE: All right. Is there any other individual that is seated as a delegate that their name has not been called?

Well, Mr. Parliamentarian, it looks to be like we should have probably 63 delegates representing
47 states, the District of Columbia and one territory. And we'll ask you to calculate what constitutes a majority or two-thirds while I present the rest of my report.

Caucus elections were held in the last couple of days to fill positions on the executive board for the period of 2014 to 2020, with the following individuals being elected: For State Regulatory, Patrick Guzzle will become the representative from the Pacific region. And Elizabeth Staley -- I think she prefers Lisa -- will be representing the Mid-Atlantic region.

From local regulatory, we have Marlene Gaither, who will continue to serve on the board representing the Pacific region. And Rebecca Steiner, who will represent the southwest region.

From industry, Donna Garren will represent Food Processing. And Brenda Bacon is an industry at large representative to the board.

The academic caucus elected Dr. Brian Nummer as the board who will represent the academic caucus.

In addition, the Executive Board has affirmed the appointment of the following members to the position of Council Vice Chair. For Council I,
it's Rick Barney, of Bi Lo Holdings in Jacksonville, Florida. For Council II, it is David Lawrence from the Fairfax County Health Department in Fairfax, Virginia. And for Council III, it's Davene Sarrocco-Smith, who is with the Lake County Health District in Painesville, Ohio.

I also want to advise you that our 2016 conference meeting will be held from April 16th to 20 in 2016 at the Boise Center in Boise, Idaho. I notice that there's a reminder from Boise. I think if you haven't been to Boise, you'll find that it's a wonderful place. I was there last October, I guess, actually, October of 2012, my first trip to Boise, but I came away with a very different view of Boise. And I think you'll find that it's a small town that has a lot to offer. Being a college town, it has a lot of facilities and conveniences that you would normally expect from a larger town, but yet it certainly has that small-town feel. So hopefully everyone will plan to attend that meeting in April of 2016.

I'm going to read the following statement as required by the Constitution and Bylaws of the Conference for Food Protection, which says -- and I quote -- a quorum must be present. A quorum is
defined as the presence of registered voting
delegates from at least two-thirds of the states
with designated official delegates in attendance at
the conference meeting. Each territory in the
District of Columbia shall count as one-half
vote -- or one-half state and constituting a
quorum. A two-thirds majority is required to
change a procedure, adopted at a previous
council or to make changes in the Constitution
and Bylaws. Other actions require a simple
majority, unless specifically covered by Robert's
Rules of Order. The voting choices are as follows:
Yes, no, and abstain.
A council recommendation cannot be changed.
Votes are cast by a show of hands by the voting
delegates. Roll call votes are taken only if
requested by a delegate.

Madam Chair, thank you, and we'll proceed.

MS. LEMASTER: Thank you, Dr. McSwane, for
your report. Now we'll turn the podium over to
Eric Pippert for the Executive Treasurer Report.

MR. PIPPERT: Good morning, everyone. Good
morning to my many friends out there at every
conference. As we all, I'm sure, do, I make new
friends and appreciate that quite a bit.
The financial position of the Conference for Food Protection is sound. We began 2014 with a $122,000 balance. Our projected ending balance carryover into 2015, we expect to have over $200,000 for 2015 and going forward.

This conference was the most highly attended conference in recent memory and possibly ever. We had 439 registrants attending the conference this time. We had 130 people attending the conference for the first time or new members attending the conference. Due to the efforts of our strategic planning committee, each new member was assigned a navigator to help them learn the ropes, as it were, and understand how the conference process worked. Those of us that didn't have that experience, I'm sure, can appreciate it all the more, how helpful that was for these people. And it really is truly good news, I think, to see so many new people joining the conference and getting involved in helping make it successful. Our Seafood Safety Workshop on Saturday had 200 attendees. That's also good news, of course.

And the conference cannot be the success that it is without the significant contributions of three entities in particular. And, of course,
without your contributions, as well.

So I'd like to have us recognize and give our thanks, when you get the chance, to the Food and Drug Administration, who provided a $50,000 small conference grant to enable 47 state and local regulatory attendees to have a travel subsidy to attend the conference.

(Applause.)

Fifty national and local industry sponsors donated $147,000 to the conference. And, also, there were in-kind donations as well to the conference itself and also to the Local Arrangements Committee to make this conference a success. So please thank them, as well.

(Applause.)

And the Local Arrangements Committee, if you like how smoothly this conference ran, it's entirely due to the Local Arrangements Committee, who put in a tremendous amount of work before and especially during the conference, people manning the office and people running the registration booth and other activities that are going on that you don't see are tremendously appreciated. So please thank them, as well.

(Applause.)
Thank you very much. Safe travels home.

MS. LEMASTER: Thank you, Eric. And if you'll just allow me, I failed to recognize my Vice Chair in my opening remarks. And that would really be a shame because I had the privilege to work with Donna Garren as Vice Chair the past two years. And I have to tell you, she is just such a professional. She has been a pleasure to work with. I've learned so much from you, and you've been such a help through this process. And I just, from my heart, want to thank you for that.

So thank you, Donna.

(Applause.)

Okay. Next, we just have a few housekeeping items before we get started with the voting process. First, take a moment, please, and silence your phones and other electronic devices, if you haven't already done so, so that errant phone calls won't interrupt the proceedings. We also ask that all delegates stay in the room during the voting process. And, delegates, when you speak, please go to the microphone and state your name and affiliation before speaking.

If you would like to recognize a speaker from the audience, please go to the microphone, state
your name and ask to yield the floor or the microphone to the member of the audience to speak.

Traditionally, in order to keep the proceedings moving forward in a timely fashion, we like to limit the amount of debate on extracted issues. I'd like to limit the time dedicated to discussing the issues and would, therefore, entertain a motion to do so.

MS. CORNMAN: Madam Chair, Lee Cornman, Florida Department of Agriculture. We would like to entertain a motion to -- we would like to issue a motion to limit debate.

MS. LEMASTER: Okay. You would like to limit it to total time and per speaker, ten minutes per issue?

MS. CORNMAN: Ten minutes.

MS. LEMASTER: And two minutes per speaker.

MS. CORNMAN: So moved.

MS. LEMASTER: Thank you.

Do we have a second?

MR. MATHIS: Madam Speaker, Ric Mathis, Florida Department of Health. I second that motion.

MS. LEMASTER: Thank you very much.

So we have a motion to limit debate to a total
of ten minutes per issue and two minutes per speaker.

DELEGATE: Second.

MS. LEMASTER: And we have a second.

Any further discussion?

All right. Seeing none, all those in favor, please say aye.

DELEGATES: Aye.

MS. LEMASTER: Any opposed, please say no.

All right. The motion carries. And we will limit the debate to ten total minutes per issue, two minutes per speaker.

One last thing. We do have updated attendee rosters for this meeting, committee lists and council lists, that are available at the back of the room. So when you're on your way out, please stop and pick one of those up if you would like to do so.

At this time, I'll recognize our Lead Parliamentarian, Alan Tart.

MR. TART: Good morning.

DELEGATES: Good morning.

MR. TART: Okay. So on behalf of the other Parliamentarians, Janet Williams and Stewart Watson, who are my colleagues at the Food and Drug
Administration, who served as your parliamentarians, we just want to say it was a pleasure. We all learned a lot together, and we got through it slowly but surely. And we feel that the will of the councils were carried out in the deliberations.

So, Madam Chair, we do have a quorum. As a correction to what was stated earlier, we do not have 47 states because South Dakota is absent. There are 46 states represented today, two territories and the District of Columbia, for a total of 47.5, is the total number of votes we have. The majority vote will be 25, and the two-thirds vote, which will be required for bylaws changes, will be 32.

I need glasses. I'm getting older.

These numbers have been checked by my Assistant Paliamentarian, Janet Williams.

Thank you, Janet.

All right. So this is the way this is going to work. And as we described yesterday in the assembly training, each Council Chair will come up one by one and give their report. Each report will be in three parts, except for Council II, which will have three parts. Part I of the council's
report will be the affirmative recommendations. These are the recommendations that came out from the councils as submitted or except as amended.

Part II of the council's report will be the negative recommendations. These are the recommendations -- the issues that came out of the council's deliberations that had an action of no action. Both for Part I and for Part II, a majority vote will prevail.

As I said before, in Council II, there will be a Part III. Part III of the report contains all of the recommendations, whether affirmative or negative, related to the bylaws changes. These have been broken out into a separate part of the report because these require a two-thirds vote to pass.

This is the flow of how this will work. The Council Chair will come up and give Part I of their report. Again, this will be the issues that have the affirmative votes. The Council Chair will then sit down and the CFP chair, Ms. Lori LeMaster, will come up and lead the voting for Part I. The first thing she will say is, are there any issues that the delegates wish to extract? Extracted issues are those issues which, generally, the voting
delegates do not agree with the council's recommendations or they want further consideration. Extracted issues will be considered one by one, voting separately than the other issues.

If you want an issue extracted, you need to come up to the microphone. You need to state your name and affiliation and say a statement such as, Madam Chair, I would like to extract issue, and then state the issue number that you want to extract and then return to your seat.

After all of the extracted issues have been received, the Council Chair will lead the voting for the rest of Part I issues, the ones that were not extracted. She will say, I would like to entertain a motion to accept the council's recommendations on the Part I issues that were not extracted. You'll need to come to the microphone and announce yourself, your name and affiliation. And you will need to repeat the motion: Madam Chair, I wish to -- I would like to make a motion to accept the council's recommendations on Part I of the report for all the issues that were not extracted.

There will be a second. And after that point, there will be no discussion because you are voting
by general consent for these issues. A vote of yes means you agree with the council's recommendations. A vote of no means you do not agree with the council's recommendations.

After that general consent voting has happened, then you will consider all the extracted issues one by one in numerical order. You will need to come to the microphone and say, Madam Chair, I move to accept the council's recommendations on issue -- whatever the issue is that has been extracted.

The reason we suggest that you go ahead and make an affirmative motion instead of a negative -- a negative motion is because it avoids what has happened in the past with there being a double negative, and that is really confusing to the vote, the voting delegates. So always say I move to accept. And then there will be a second to that, and that gets us into discussion mode.

As you have just previously motioned and seconded and agreed to do, there will be a ten-minute total time for discussion for any extracted issue, with a two-minute limit per speaker.

At that point, since we're in discussion mode,
all of the speakers who wish to speak on that issue will need to line up at the microphone, introduce yourself and affiliation and ask -- and then begin to provide your comment.

All the comments that you make have to be germane to the motion, which is to accept the council's recommendations, whether or not you agree with that.

You can also ask the chair to recognize someone from the gallery to speak on a particular issue. Again, those requests have to be directed to the chair. A delegate cannot recognize someone from the gallery to speak directly. The way you would say that is you would say, Madam Chair -- you would introduce yourself and you would say, Madam Chair, will you please recognize whoever it is to speak on the issue? And then say their name.

At the point where there's no more discussion on the extracted issues or at the point that someone from the Assembly of Delegates calls the question, discussion will stop and the Chair will lead us through the voting process. She will say, all those in favor of the motion, which is to accept the council's recommendation on issue blank, please say aye. Any opposed, no.
In this case, the yes votes mean that you like the council's recommendations. You agree with the council's recommendations. A vote of no means you do not agree with the council's recommendations.

In Part I of the report, because you are saying that you do not agree with an affirmative or an accept as amended or accept as submitted, if you say no to that, that means that you do not agree with that, and the issue will die.

Okay. At that point, the Council Chair will come back up and give Part II of their report. These will be the no actions.

Then the CFP chair will come up and say, are there any issues that the voting delegates wish to extract? You'll follow the same routine with extracting issues.

And then you will consider voting the same way. You will do the general consent, which will be all the issues that were not extracted. You will consider those by general consent. And then you will consider the extracted issues one by one in Part II of the report.

Just as a reminder from yesterday, in Part II of the report, because these are negative voting -- or negative recommendations, a vote of yes for
those issues during the extraction means that you agree with the no-action recommendation. A vote of no means that you do not agree with the no-action recommendation. If the nos win that vote, that means that that issue will go back to the Executive Board for further consideration.

Council III -- as I said before, Council II will have three parts, and Part III will be the bylaws changes. And you will motion for those to be accepted -- for the council's recommendation to stand on those, and it will require two-thirds vote.

At any point, you can ask for a roll call vote. You can come to the microphone, state your name, affiliation, and ask for a roll call vote. Roll call votes are typically used in situations where it's unclear what the outcome was.

Are there any questions before we begin?

MR. MORRIS: I want to ask you to clarify. What is the meaning, like, the actual 50 percent vote, the majority vote?

MR. TART: The majority vote will be 25.

MR. MORRIS: If we have -- looks like my math has been wrong. We have 47.5 votes. Would that be now 24 majority?
MR. TART: So we have 27.5 -- I'm sorry -- 47.5 total votes. You divided that by two and add one. That would be majority.

COURT REPORTER: Could you state your name for me, please?

MR. MORRIS: Steve Morris, Kansas Department of Agriculture.

COURT REPORTER: Thank you.

MR. MOORE: Michael Moore, Massachusetts Food Protection Program.

Did I hear you say that the seconds do not have to go up to the microphone? That can be done from the floor?

MR. TART: Yes, sir. So for seconds, you do not have to come to the microphone. You do not have to come to the microphone for seconds, but you do need to do that to make a primary motion.

Any other questions from the assembly?

Okay. Then, I will recognize our CFP Chair, Ms. Lori LeMaster.

MS. LEMASTER: Thank you, Alan. I appreciate that. Now we will begin by recognizing Brenda Bacon, who will give us Council I's Part I report.

MS. BACON: Good morning. It's my pleasure to have served as Council I Chair for this meeting and
during the past two years. I'd like to thank my Council I Vice Chair, Chris Gordon; my Paliamentarian, Stewart Watson; my scribe, Jessica Lepper; and my runner, Kristin Underthun. Could not have had the council meetings go any smoother without the help of those folks and, of course, my Council I council members. Thank you very much. In total, Council I deliberated 35 issues. Part I of my report indicates the affirmative issues. There were 12 that were accepted as submitted, and nine were accepted as amended. Additionally, issue I-018 was transferred to Council III.

MS. LEMASTER: Thank you, Brenda.

At this time, would anyone like to extract any issues from Council I's Part I report?

MR. GIBSON: Madam Chair, Arian Gibson from Washington, D.C.

I would like to extract I-013 and I-033.

MS. LEMASTER: Thank you.

MR. JULIAN: Madam Chair, Ernie Julian with Rhode Island Department of Health.

I'd like to extract I-021.

MS. LEMASTER: Are there any other extractions? Okay.
MR. MATHIS: Madam Chair, Ric Mathis, Florida Department of Health. I would like to extract issue I-25. Again, that's I-25. Madam Chair, Ric Mathis. I'd like to retract that statement. I realize that's Part II.

MS. LEMASTER: Thank you.

Additionally, Issue I-013 is also a part of Council I's Part II report, so we will hold that one for the next report.

Are there any other extractions at this time? Seeing none, I will entertain a motion to accept Council I's recommendations for Part I of the report.

MR. HUFFMAN: Madam Chair, Troy Huffman with the Nebraska Department of Health and Human Services.

I accept the recommendations of Council I on Part I that are not extracted.

MS. LEMASTER: Minus the extractions. Thank you.

MR. HUFFMAN: Yes. Minus the extractions.

MS. LEMASTER: Thank you. Do we have a second?

DELEGATE: We have a second.

MS. LEMASTER: Thank you.
All those in favor of accepting Council I's Part I report minus the extractions, please say aye.

DELEGATES: Aye.

MS. LEMASTER: Any opposed, please say no.

The motion carries. Thank you.

Okay. At this time, I will entertain a motion to bring forth extracted issue I-001 -- 21. I apologize. I didn't hear that correctly. I-021.

Thank you.

MR. HUFFMAN: Madam Chair, Troy Huffman with the Nebraska Department of Health and Human Services.

I'd like to make a motion to accept the council's recommendations on issue I-021.

MS. LEMASTER: Thank you.

Do we have a second?

DELEGATE: Second.

MS. LEMASTER: Okay. We have a motion and a second to accept -- to bring forth Issue I-021. Is there any discussion?

MS. KRZYZANOWSKI: Do I need to be recognized or --

MS. LEMASTER: Please state your name and affiliation.
MS. KRZYZANOWSKI: Rebecca Krzyzanowski, Michigan Department of Agriculture and Rural Development. I was the submitter of this issue. So we were looking to bring the removal and exclusion from work after a sore throat with fever more in line with what's required for diarrhea and vomiting. Both symptomologies are caused by viruses, and a vast majority of illnesses pull supporting documentation from the CDC. If viral antibiotic care will not resolve the illness and a doctor's care is not necessarily needed to cure the viral infection, instead time is needed for symptoms to resolve. Therefore, as with vomiting and diarrhea, 24 hours after the last symptoms of sore throat and fever should be just as sufficient to protect the public food safety.

Additionally, as stated in supporting documentation, there have been three food-borne illnesses over 20 years caused by illnesses that have symptomatology of sore throat and fever, as compared to the thousands of outbreaks associated to vomiting and diarrhea in a single year. The risk is far less with sore throat and fever than it is with vomiting and diarrhea. Therefore, it's our belief that, at a minimum,
removal of the exclusion from a food establishment should be the same for both symptomologies.

Additionally, as an inspector and a State standard trainer, we focus heavily on employee health, but we only focus on the diarrhea and vomiting symptoms. We do not push the sore throat with fever in the State of Michigan. So we're, in a sense, regulating only part of that section.

Thank you.

MS. LEMASTER: Thank you.

MR. JULIAN: Madam Chair, Ernie Julian with Rhode Island Department of Health.

I ask that you recognize Dr. Donald Sharp for the Centers of Disease Control.

MS. LEMASTER: Dr. Sharp?

DR. SHARP: Madam Chair, thank you very much for the opportunity to speak.

My name is Don Sharp. I'm with the Food Safety Office of CDC. I've been there 12 years. This is a substantial problem. It still exists. We understand their concerns about restriction of workers with sore throat and fever. Unless they were in a highly susceptible population area, then they have to be excluded. But food-borne strep throat and strep pyogenes still
exists. The estimate is that about 11,000 cases of food-borne strep still occur in the U.S. It may be a lot higher. It may be less. But that's our best estimate.

So it is still a problem. And it is spread and is -- a person is much more likely to transmit the disease if they're untreated and they're asymptomatic. If they're treated, they're much less likely to transmit the disease.

So we believe that it's important. A person should get checked.

The CDC website says that persons with sore throat should be seen by a healthcare provider who can determine if they need a test to get checked. So we still believe that it's important.

In preparation for this meeting, I checked again with folks in the group A strep unit, and they are not planning to change their website recommendations anytime soon, so we're concerned that you would have persons -- employees who will come and perhaps say that they had a fever, sore throat, and you would find out somehow that they had fever and sore throat and no recommendation would be made to them. Whereas, out in the general population, your kids, your spouse, your cousins,
if they had sore throat and fever, they would be recommended to go see a doc.

So we think there's a problem that's being set up by this recommendation. Thank you very much.

MS. LEMASTER: Thank you, Dr. Sharp.

DR. THESMAR: Dr. Hilary Thesmar, Vice President of Food Safety Programs for Food Marketing Institute.

MS. LEMASTER: I'm sorry. Are you a delegate?

DR. THESMAR: I am not a delegate.

MS. LEMASTER: Okay. We need to have you recognized by a member of the assembly.

MS. WALKER: Madam Chair, Sandra Walker, Michigan Department of Agriculture.

I would like to yield the floor to Hilary Thesmar.

MS. LEMASTER: Thank you.

DR. THESMAR: Dr. Hilary Thesmar, Vice President of Safety Programs for Food Marketing Institute.

FMI and the food retail industry are supportive of this issue, as voted on by Council I and as the issue was submitted. Sore throat with fever are common symptoms. While streptococcus infection is serious, many sore throat illnesses
are not diagnosed as strep. And while the
exclusion for the duration of the active symptoms
is appropriate, we do support employees returning
to work when the symptoms have subsided for 24
hours. So while they are ill, they should not
work, and we do support that. After they've
received the antibiotic therapy, if they've had
strep, and after the symptoms have subsided for 24
hours, we do support them returning to work.

Thank you very much.

MS. LEMASTER: Thank you.

MS. WALKER: Madam Chair, Sandra Walker,
Michigan Department of Agriculture.

I would request to yield the floor to Dale
Yamnik from Yum! Foods.

MR. YAMNIK: Dale Yamnik, Yum! Brands.

I agree with a lot of what the science has
shown here. I've also noticed that some of the
recommendations that are out there by professionals
are that if you do have a sore throat that is
caused or at least you also have discharges into
the throat, runny nose, those types of things, it's
not necessary to have the test run.

I think the big point I want to make is that
for a lot of our employees, oftentimes they may not
have insurance. They may have opted out of it. They may not want to go to the doctor, pay the money to do that. And, therefore, they're going to be excluded from the workplace. And if that happens, they're probably just going to stop working at one place, go get a job at another place. So it puts burden on the employee, makes it very awkward for them. And we feel that that's probably one of the big drivers for us, is we like to make sure that our employees have the opportunity, if they no longer have a sore throat, that they should be able to come back to work. So thank you.

MS. LEMASTER: Thank you.

Alan? Are we getting close to time?

MR. TART: Three minutes.

MS. LEMASTER: Okay. Yes?

MS. PAULUS: Colleen Paulus, Minnesota Department of Health. I would like to yield the floor to April Bogart.

MS. BOGART: Thank you, Madam Chair. I'm April Bogart with the Minnesota Department of Health.

I'd like to support what's already been said today, and I think that council made a good
decision. I'd also like to point out that there
are a number of states who do not include this
provision in their food codes currently. The State
of Minnesota does not and has not ever included it.
I believe -- I've talked this morning with South
Carolina and the State of Ohio. They also do not
include it, and I'm sure there are others. So,
again, I urge you to support the decision that was
made in council.

MR. ATKINS: Hugh Atkins, Tennessee Department
of Health.

Madam Chair, I'd like to call to question on
the issue.

MS. LEMASTER: We have a call to question on
the issue. All those -- we need a second.

DELEGATE: Second.

MS. LEMASTER: Okay. All those in favor of
calling the question, please say aye.

DELEGATES: Aye.

MS. LEMASTER: Any opposed?

Very good.

Okay. So we will move on to vote on this
issue, I-021 to accept the council's
recommendation. All of those in favor of accepting
the council's recommendation, please say yes.
DELEGATES: Yes.

MS. LEMASTER: Any opposed, please say no.

DELEGATES: No.

MS. LEMASTER: The motion carries.

Okay. I'll now entertain a motion to bring forth issue I-033.

MR. HUFFMAN: Madam Chair, Troy Huffman, Nebraska Department of Health and Human Services.

I'll make a motion to accept council's recommendation on issue -- I already forgot -- 1 --

MS. LEMASTER: 033.

MR. HUFFMAN: -- 033. I'm sorry. Thank you.

MS. LEMASTER: Thank you.

Do we have a second?

DELEGATE: Second.

MS. LEMASTER: Okay. We have a motion and a second to bring forth issue I-033.

Discussion?

MR. GIBSON: Madam Chair, Arian Gibson, Washington, D.C.

While we recognize that there are circumstances in which scheduled inspections need to occur, the language in which the council agreed to was a bit strong with the language "encourage."

It may bind us to have to schedule inspections.
And we feel that it's unnecessary to do a
risk-based scheduled inspection. We can do a
risk-based scheduled inspection without it being
scheduled.

Additionally, we feel that council has
overreached and is kind of not letting the
individual jurisdiction run their own program.

MS. LEMASTER: Yes?

MS. STRYKER: Kimberly Stryker, Alaska
Department of Environmental Conservation.

I would urge the delegates to support the
council's recommendation. This is in addition to
the annex. And I believe that the language is not,
in fact, a strong use of language. It's merely to
acknowledge the training that FD already provides
to jurisdictions.

MS. LEMASTER: Thank you.

MR. SPARKS: Madam Chair, Christopher Sparks,
Texas Department of State Health Services.

While we support the recommendation to
encourage the inspections to be scheduled, the
current language just should include certain
inspections such as consultations or special
processes. So the encouragement of inspections is
okay. But I think there are unintended
consequences that could be associated with it in
the fact that we do unscheduled inspections for the
purpose of seeing the snapshot of a particular
operation without them knowing that we're coming.
And if we schedule those inspections and all of
those inspections are scheduled, then operators
will prepare for us and we'll see a representative
that is not necessarily what is actually going on
when we are not in the operation.

So I support a change in the language and
maybe a reintroduction of this issue.

MS. LEMASTER: Out of order. I'm sorry.
You're out of order there, so thank you for your
comments.

MR. SPARKS: Thank you.

MR. HIGLEY: Jamie Higley, Ohio Department of
Health.

I just wanted to say, we tried this in Ohio
for years, to schedule the risk-based inspections,
and it did not work well. The local sanitarians
had issues with keeping up with that. And, also,
they did not like doing the scheduled inspections.
And so we switched years ago to the unannounced
inspections.

And I agree with the comments of the gentleman
from D.C. that said the local jurisdictions still have the authority to run their own programs. And I feel there's no need to put this in the annex. Thank you.

MS. ASHCRAFT: Judy Ashcraft, West Virginia Bureau of Public Health. And I am in support of the gentleman from Washington, D.C., as well as the others who agree that this scheduled inspection is a tool that we need to use. And it's one of the tools in the box, but I do feel that the wording is a little bit strong. Thanks.

MS. LEMASTER: Thank you.

MR. HUFFMAN: Troy Huffman, Nebraska Department of Health. I'd like to recognize Jim Mann.

MS. LEMASTER: Jim Mann?

MR. MANN: Madam Chair, Jim Mann, Handwashing for Life, the submitter of this issue. About ten years ago or more, the Crumbine Award was given to a scheduled inspection program done by Homestead County. It has been running there successfully. It is a wonderful way to encourage collaboration and create a new relationship between the inspector and the inspected. And it's a system that's working so
well. No one wants to go back. So we have an active and live hot house for this, and it's working.

Thank you.

MS. LEMASTER: Thank you.

Is there any other discussion?

Seeing none, we will move to vote on Issue I-033.

All those in favor of accepting the council's recommendation, please say yes.

DELEGATES: Yes.

MS. LEMASTER: Any opposed, please say no.

DELEGATES: No.

MS. LEMASTER: The motion fails.

At this time, I will recognize Brenda for Part II of Council I report.

MR. HUFFMAN: I thought there were more issues that needed to be addressed.

MS. LEMASTER: They were in Part II. 13 and 25 are Part II.

MR. HUFFMAN: Yes, ma'am.

MS. BACON: Okay. In Part II, this is where the Council I indicated that these issues have no actions, so we -- Council I. I'm sorry. Not II -- recommended that there are no actions on 14
issues.

The first one was I-004, no action, review and clarify Food Establishment Plan Review Committee guidance documents. And the justification, it was combined with I-003.

I-007, no action. WHM 3, wild harvested mushroom identifier course learning objectives. Justification issue was combined into Issue I-006.

I-008, no action. Amendments to the wild harvested mushroom language in Annex 3, Section 3.20 --

MR. HUFFMAN: Point of clarification. I believe we got a list of the no actions. Do we need to have all of them cited again, for a matter of time?

MS. BACON: Okay. That's fine.

MR. HUFFMAN: Thank you.

MS. BACON: We're just fine. Thank you.

MS. LEMASTER: Thank you, Brenda, for your report.

Okay. Do we have any extracted issues from Part II of Council I's report?

MR. GIBSON: Madam Chair, Arian Gibson, Washington, D.C.

I would like to extract I-013.
MS. LEMASTER: Thank you.

MR. GILLIAM: Madam Chair, Scott Gilliam from the Indiana State Department of Health. I would like to extract issue I-15.


MR. MOORE: Madam Chair, Michael Moore from the Massachusetts Food Protection Program. I would like to extract Issue I-025.

MS. LEMASTER: Thank you.

MR. MANDERNACH: Steven Mandernach with the Iowa Department of Inspections and Appeals. I would like to extract Issue I-016.

MS. LEMASTER: Are there any other extractions at this time?

Seeing none, I will entertain a motion to accept Part II of Council I's -- I'm sorry. Another extraction?

MR. HUFFMAN: No.

MS. LEMASTER: Okay. Part II of Council I's report, minus the extracted items.

MR. HUFFMAN: Troy Huffman, Nebraska Department of Agriculture.

Recommend to accept the recommendations of Council I, Part II, minus the extractions.

MS. LEMASTER: Thank you.
Do we have a second?

DELEGATE: Second.

MS. LEMASTER: All right. All in favor of accepting the council's recommendations on the Part II minus the extracted items, please say aye.

DELEGATES: Aye.

MS. LEMASTER: Any opposed, please say no.

Great. Motion carries.

I will now entertain a motion to bring forth Issue I-013 for discussion.

MR. HUFFMAN: Troy Huffman, Nebraska Department of Ag. I'd like to make a motion to accept council's recommendations on Issue I-013.

MS. LEMASTER: Thank you.

Do we have a second?

DELEGATE: Second.

MS. LEMASTER: Thank you.

Any discussion?

You should be closer to the microphone.

MR. GIBSON: Madam Chair, Arian Gibson, Washington, D.C.

Okay. The issue we have with this is that we have -- the majority of us have not seen the AFDO document, and it would be a shame to waste two years of research and work from the committee for a
future promise that we haven't seen. And if it's not made available, it would not be made available until about a month from now.

Also, it has come to our attention that, more likely than not, people will have to pay for either the AFDO document or a membership to AFDO in order to get that guidance package.

MS. LEMASTER: Thank you.

Any further discussion on Issue I-013?

MR. READ: Chair, Dave Read, Minnesota Department of Agriculture.

I'm the current AFDO president. And AFDO, for the last couple of years, has a committee that has reviewed and revised guidelines and will be publishing -- and, actually, it's dated in April -- will be available for distribution next week.

MS. LEMASTER: I'm sorry. You're out of order.

MR. READ: Excuse me?

MS. LEMASTER: You need to speak to the issue of --

MR. READ: Well, this is issue. He's basically saying that AFDO's document is not relevant.

MR. TART: That's what he said.
MR. READ: Yes.

MR. TART: But you need to speak to whether or not you agree with the council's recommendations.

MR. READ: Well, I do agree with council's recommendation, for those reasons.

MS. LEMASTER: Thank you.

MS. ASHCRAFT: Judy Ashcraft, West Virginia Bureau of Public Health.

We believe that the more information we have available to sanitarians, the better off we are. And I think having two documents out certainly is not going to hurt at all. It gives people a choice to choose which one they can work better with.

MS. LEMASTER: Thank you.

Any further discussion?

Okay. Hearing none, we will move to vote on Issue I-013. All those in favor of accepting the council's recommendation, please say yes.

DELEGATES: Yes.

MS. LEMASTER: Any opposed, please say no.

DELEGATES: No.

MS. LEMASTER: The motion carries.

I'll now entertain a motion to bring forth Issue I-015.

MR. HUFFMAN: Troy Huffman, Nebraska
Department of Agriculture. Motion to accept
council's recommendations on Issue I-015.

MS. LEMASTER: Thank you, Troy.

DELEGATE: Second.

MS. LEMASTER: And we have a second.

Discussion?

MR. GILLIAM: Madam Chair, Scott Gilliam,
Indiana State Department of Health.

I would recommend that the assembly not agree
with this. It was simply to create a
transportation committee. In the end, it has a lot
of background with vehicle inspection work. And
the Food Code does not address all of those
issues in any shape, way or form. The new FISMA
transportation buildup proposed will not cover a
lot of these entities as currently proposed, and
the issue needs to be brought.

MS. LEMASTER: Thank you.

Further discussion?

Okay. Seeing none, we'll move to vote on --
okay. I'm sorry. Mr. Read?

MR. READ: Dave Read from Minnesota Department
of Agriculture.

I also support what Scott said. The Food
Transportation Act that was referenced does not
cover meat and poultry products. The USDA regulates those products. So this committee is to develop guidelines on how to transport hot meat and poultry products.

MS. LEMASTER: Thank you.

Any further discussion?

All right. All of those in favor of accepting the council's recommendation, please say aye.

DELEGATES: Aye.

MS. LEMASTER: Any opposed, please say no.

DELEGATES: No.

MS. LEMASTER: Okay. I'm going to turn it over to Dr. McSwane to do a roll call vote.

DR. McSWANE: Alabama?

MS. FENN: Yes.

DR. McSWANE: Alaska?

MS. STRYKER: Yes.

DR. McSWANE: Arizona?

MS. GAITHER: Yes.

DR. McSWANE: Arkansas?

MR. FRUECHTING: Yes.

DR. McSWANE: Colorado?

MS. PILONETTI: Yes.

DR. McSWANE: Connecticut?

MS. WEEKS: Half vote yes.
MS. FLETCHER: Half vote yes.

DR. McSWANE: Delaware?

MR. MACK: Yes.

DR. McSWANE: District of Columbia?

MR. GIBSON: No.

DR. McSWANE: Florida?

MS. CORNMAN: Full vote yes.

DR. McSWANE: Georgia?

MR. NELSON: Half vote no.

MR. WIGGINS: Half vote no.

DR. McSWANE: Hawaii?

MR. OSHIRO: Full vote no.

DR. McSWANE: Idaho?

MR. GUZZLE: No.

DR. McSWANE: Illinois?

MS. WELCH: No.

DR. McSWANE: Indiana?

MR. GILLIAM: No.

DR. McSWANE: Iowa?

MR. MANDERNACH: One vote yes.

DR. McSWANE: Kansas?

MR. MORIS: Yes.

DR. McSWANE: Kentucky?

MS. HENDREN: No.

DR. McSWANE: Maine?
1  MS. ROY:  Yes.
2  DR. McSWANE:  Maryland?
3  MR. TAYLOR:  Yes.
4  DR. McSWANE:  Massachusetts?
5  MR. MOORE:  Yes.
6  DR. McSWANE:  Michigan?
7  MS. WALKER:  Yes.
8  DR. McSWANE:  Minnesota?
9  MR. READ:  Half vote no.
10  MS. PAULUS:  Half vote no.
11  DR. McSWANE:  Mississippi?
12  MR. CHOATE:  Half vote yes.
13  MS. SWAYZE:  Half vote yes.
14  DR. McSWANE:  Missouri?
15  MS. DETTMAN:  Yes.
16  DR. McSWANE:  Nebraska?
17  MR. HANSSEN:  Half vote yes.
18  MR. HUFFMAN:  Half vote yes.
19  DR. McSWANE:  Nevada?
20  MR. McNINCH:  Yes.
21  DR. McSWANE:  New Hampshire?
22  MR. SEIFERTH:  Yes.
23  DR. McSWANE:  New Jersey?
24  MR. MANLEY:  No.
25  DR. McSWANE:  New Mexico?
MR. ZAPPE: Yes.

DR. McSWANE: New York?

MR. LUKER: Half vote no.

MR. GRECCO: Half vote no.

DR. McSWANE: North Carolina?

MS. CALLAHAN: No. Full.

DR. McSWANE: Ohio?

MR. BULLINGER: You skipped North Dakota.

DR. McSWANE: I'm sorry. North Dakota?

MR. BULLINGER: No. Full vote.

DR. McSWANE: Now Ohio.

MR. MERS: One-half yes.

MR. HIGLEY: Half vote no. Ohio, half vote no.

DR. McSWANE: Oklahoma?

MR. ELY: No.

DR. McSWANE: Oregon?

MR. MARTIN: Half vote yes.

MS. KENDRICK: Half vote yes.

DR. McSWANE: Pennsylvania?

MS. MORRIS: Yes.

DR. McSWANE: Rhode Island?

MR. JULIAN: No.

DR. McSWANE: South Carolina?

MS. CRAIG: Yes.
DR. McSWANE: Tennessee?

MS. LIVELY: Half vote no.

MR. ATKINS: Half vote no.

DR. McSWANE: Texas?

MR. SPARKS: Yes.

DR. McSWANE: Utah?

MR. SCHVANEVELDT: Half vote yes.

MR. MARSден: Half vote yes.

DR. McSWANE: Vermont?

MR. BURNS: Full vote yes.

DR. McSWANE: Virginia?

MS. MILES: Half vote no.


DR. McSWANE: Washington?

MR. GRAHAM: Yes.

DR. McSWANE: West Virginia?

MS. ASHCRAFT: No.

DR. McSWANE: Wisconsin?

MR. HAASE: Half vote yes.

MR. MACK: One-half yes.

DR. McSWANE: Wyoming?

MR. FINKENBINDER: No.

DR. McSWANE: And Puerto Rico?

MS. ORTIZ: Half vote no.

DR. McSWANE: Guam is not represented; is that
correct?

DELEGATE: Correct.

MS. LEMASTER: Okay. The results are in. We have 33 and a half yes and 18 and a half no. So the motion carries.

Okay. And because Guam is not represented today, we do need to recalculate the majority and the quorum numbers, and we will have that momentarily.

At this time, I will entertain a motion to bring forth Issue No. I-016.

MR. HUFFMAN: Troy Huffman, Nebraska Department of Health and Human Services. I would like to make a motion to accept the council's recommendations on Issue I-016.

MS. LEMASTER: Thank you, Troy. Any second?

DELEGATE: Second.

MS. LEMASTER: We have a motion and a second to bring forth Issue I-016. Discussion?

MR. MANDERNACH: Steven Mandernach, Iowa Department of Inspections and Appeals. I would urge the delegates to defeat this issue and vote no. The reason for that is this is
a simple link to an FSIS guidance document related to allergens in meat and poultry plants. I admit this is not a meat and poultry plant, but many of our retail operations are doing meat and poultry work. And this may be a valuable guidance document. In the annex, why would we not include good information that might be available to our constituencies?

Thank you.

MS. LEMASTER: Thank you.

DELEGATE: I would like to recognize Nona Narvaez -- Nona Narvaez. Sorry.

MS. LEMASTER: Okay. The Chair recognizes the guest.

(Laughter)

MS. NARVAEZ: Thank you. My name is Nona Narvaez, and I'm the Executive Director of the Anaphylaxis & Food Allergy Association of Minnesota, AFAA. I'm a certified food manager with 14 years of food service work, and I teach recertification training that is provided by the Minnesota Department of Health.

There are 15 million Americans that suffer from food allergies. The CDC reports that 18 percent increase in ten years' time for food
allergies in children under the age of 18. The medical community considers this to be an epidemic.

What the medical community also points out is that food allergies are increasing in severity and developing multiple food allergies in patients. The fatalities occur in healthy people, usually young people around teenage age.

Surveys indicate about 25 to 35 percent of food service employees think that you can burn off allergens or that the little bit will not hurt a customer. I think these percentages are actually rather conservative. About 61 percent in other surveys indicate that they want more information, more guidance. And the firsthand training that I do indicates that people are clamoring for information and for guidance. It just makes sense to have that guidance, a simple link to this document.

Thank you.

MS. LEMASTER: Thank you.

MR. ZAPPE: Steve Zappe, New Mexico Environment Department. I'm speaking to a no vote, in order to bring us back.

The cited document states clearly that these guidelines represent the best practice
recommendations of SIS. The recommendations are not requirements. There was concern expressed by some people on the council that this might be interpreted by some agencies and jurisdictions as being requirements, and it clearly is not. We should use best science.

MS. LEMASTER: Thank you.

MS. CRAIG: Sandra Craig, South Carolina Department of Health and Environmental Control. I'd like to have the Chair recognize Larry Kohl.

MS. LEMASTER: Thank you.

Larry?

MR. KOHL: Good morning. Larry Kohl with Delhaize America.

I guess I'd just like to bring a little bit of the perspective from the council and the discussions at the council. This issue is not taken lightly, number one. Certainly, from an industry standpoint, we're very concerned about allergens. The discussion was robust, very lengthy. And at the end of the day, I think it came down to the issue of the application of the information. And so though it's great to have as much information as possible, the document was reviewed by several of us. And in the
conversation, there's not a direct link. It talks about allergens, yes. And there's a lot of carryover into the retail world. The problem is a food manufacturing facility in a retail establishment is not the same thing; and, therefore, it causes additional confusion on how our associates or employees can apply the information.

So there's lots of great ways -- and we can certainly get better at allergen awareness, and we need to. It's just this document is only going to contribute to more confusion within the retail environment.

Secondly, I would just offer that the document is available to all of us, everybody, on USDA's website today. So this isn't a hidden document somewhere. It's out there. People can get it. You could reference it. But it's just -- we don't I think that's the right place in the annex at this point.

Thank you.

MR. READ: Dave Read with the Minnesota Department of Agriculture.

Even though that document is available on the website, what's the harm in putting it in the
annex? And it does have some application at the retail level because those establishments at retail, at the specialized processing, are manufacturing, and they should be aware of what those requirements are.

So just having a link to the website for a document that will give good information about allergens I don't think will confuse people but will help transmit the information that's needed to get to a retail level.

MS. LEMASTER: Thank you, Mr. Read.

Any further discussion on Issue I-016?

MR. READ: I guess I want to clarify -- this is Dave Read again -- that you should vote no on this.

MS. LEMASTER: Thank you.

All right. If there's no further discussion on this issue, we will move forward with the voting.

All those in favor of accepting the council's recommendation on Issue I-016, please say aye.

DELEGATES: Aye.

MS. LEMASTER: Yes. I'm sorry. Now we're going back and forth.

Please say yes if you're in favor of the
council's recommendation.

DELEGATES: Yes.

MS. LEMASTER: And if you're opposed, please say no.

DELEGATES: No.

MS. LEMASTER: Thank you. That will not require a roll call vote.

Next, I will entertain a motion to bring forth issue I-025.

MR. HUFFMAN: Troy Huffman, Nebraska Department of Health and Human Services. I would like to make a motion to accept the council's recommendations on Issue I-025.

MS. LEMASTER: Thank you. Do we have a second?

DELEGATE: Second.

MS. LEMASTER: We have a second.

Discussion? Yes?

MR. MOORE: Michael Moore, Massachusetts Food Protection Program. I ask the assembly to vote no on this motion so that the Executive Board might consider changes to the retail code that are important to Massachusetts and other states where people like to eat raw oysters. If the amendments proposed in
this issue had been in the code last year, then
it's possible in our state we would have been
forced to close 11,000 oyster shelter harvest areas
and recall more than a million oysters. FDA
required Massachusetts to take these actions after
39 restaurants that were required to post the
existing consumer advisory notice who served raw
oysters that sickened 33 residents and 15 visitors
from out of state.

I submit to this assembly that the current
wording of 3-603.11 is inadequate and unfair. The
wording is especially unfair to shellfish dealers
who are required to comply with FDA-mandated and
State-enforced regulatory plans that do not and
cannot apply to retailers who purchase, store and
serve raw oysters.

Your no vote on this motion will help answer a
question that I hear a lot from shellfish dealers;
namely, what is the State doing to prevent the
mishandling of oysters at retail?

I'm convinced that both retailers and their
regulatory partners would have a new appreciation
of how serious it is to serve raw oysters to the
public if wording like what is proposed by this
issue were part of the code. Therefore, I
respectfully request that this assembly support Massachusetts by voting no, on Council I's recommendation of no action on Issue I-025.

And I'm willing to provide whatever assistance I can to the Executive Board if this assembly votes no, as I request. And at some point, I would ask Madam Chair if you could please recognize Courtney Mickiewicz of the great State of Virginia.

MS. LEMASTER: Okay. Courtney?

MS. MICKIEWICZ: I would also urge the delegates to vote no on the recommendations provided by the council. I was on Council I, and I wanted to provide some insight on why this issue did go to no action.

During council deliberations, there was some discussion and debate between the submitter of the issue and a member of the audience on the original language provided which referenced a verification letter. This is why I believe that council voted no action, and there was some confusion.

I would urge that if this issue does go to the Executive Board, that the Executive Board consider language that the submitter and the original -- that the original submitter and a member of the audience came up with together. I would just like
to read that language quickly.

Except as specified in Paragraph E, every food establishment that offers raw molluscan shellfish shall provide a written warning using brochures, deli case or menu advisories, label statements, table tents, placards or other effective written means stating, eating raw molluscan shellfish such as oysters, clams and mussels may cause severe illness and even death in persons who have liver disease, cancer, diabetes or other chronic illnesses that weaken the immune system. If you eat raw molluscan shellfish and become ill, you should seek immediate medical attention. If you are unsure if you are at risk, you should consult your physician. Written warning is not required --

MS. LEMASTER: Courtney, I'm sorry. I'm sorry. But this is out order, I've been informed, by our --

MS. MICKIEWICZ: Okay. I just wanted to make it clear that if it does go to the Executive Board, that the language that was originally submitted, the original submitter would like to amend that language, and she is not here. So that's just my point. Thank you.

MS. PILONETTI: Therese Pilonetti, Colorado
And I just wanted to provide some rationale for why Colorado is recommending a vote no on this issue. According to the CDC, there are 95 cases every year of vibrio vulnificus. People with chronic liver disease are 80 times more likely to develop a bloodstream infection. Bloodstream infections from vibrio vulnificus are 50 percent fatal.

While all these infections -- the number of infections is relatively low, the consequences are very severe, leading to 85 hospitalizations a year, limb amputations and about 35 deaths every year in this country.

We are already seeing a rise in infections and we expect more with the prevalence of liver disease and an aging population, as well as an increase in the consumption of raw oysters. We also know that harvest waters are warming and making conditions more favorable for vibrio vulnificus.

According to the CDC, many persons with liver disease are unaware of the hazards of consuming raw oysters. This is our opportunity to educate a highly susceptible population that is unaware of the serious risks for severe illness and death at
the point of sale. This issue does exempt oysters that have been post-harvest processed, as we have -- and we have heard through the council deliberations that that's going to lead to an increase in cost. However, if we incentivize industry to use post-harvest processing, then the hope is that that might help decrease the cost because there's more demand.

Colorado does strongly support the inclusion of vibrio vulnificus specific language in the consumer advisory requirements for the Food Code.

Thank you.

MS. LEMASTER: Okay. Is there any further discussion on this issue?

Okay. Seeing none, we will vote.

All in favor of moving to approve council's recommendation of no action for Item I-025, please say yes.

DELEGATES: Yes.

MS. LEMASTER: All those opposed, please say no.

DELEGATES: No.

MS. LEMASTER: The motion fails.

Okay. I'll now turn over the -- yield the podium to Council II Chair, Patrick Guzzle, for his
Part I, Council II report.

MR. GUZZLE: Thank you, Madam Chair.

Good morning, everyone. My name -- I see that it doesn't stay.

My name is Patrick Guzzle. On behalf of the 2016 Local Arrangements Committee and specifically Jodi Callister, LAC Chair -- I don't know if she is in the room -- we look forward to welcoming you to Boise in 2016. If you have never been to Boise, Idaho, we believe you will be happily surprised.

Delegates, friends and colleagues, it has been my distinct privilege and honor to serve as Council II Chair for the last two years. I would like to extend my sincere appreciation to my Vice Chair, Susan Quam, with the Wisconsin Restaurant Association. Without Susan's help, it would have been extraordinarily difficult to keep our committees on task, to keep meeting the deadlines that we are required to meet, and to accomplish our goals.

In addition, I would like to thank our Council II Paliamentarian, Janet Williams, for her expertise and specifically for keeping me on task during council distributions.

Our scribe, Ashley Turner, and our runner,
Taylor Dole, each did an outstanding job. And without their fantastic assistance, Council II would not have been able to finish our work.

Prior to giving the Council II report, I would like to specify for the delegate's information and for the information of our parliamentarians, I will respectfully recuse myself from voting on the Council II report.

Madam Chair, in Council II, we have a total of 27 issues. Part I of my report indicates the affirmative actions. Without the Constitution and Bylaws issues, which are addressed separately, 18 issues in Council II were accepted as submitted or as amended.

That concludes Part I of my report.

MS. LEMASTER: Thank you, Patrick.

Do we have any extracted issues from Part I of Council II's report?

Okay. Seeing none, we will move to -- yes?

MR. HUFFMAN: I'd like to make a motion to accept the recommendations of Council II, Part I.

MS. LEMASTER: Thank you.

DELEGATE: Second.

MS. LEMASTER: We have a motion and a second to approve Part I of Council II's report.
All in favor, please say yes.

DELEGATES: Yes.

MS. LEMASTER: Any opposed, please say no.

Motion carries.

Now for Part II of Patrick's report.

MR. GUZZLE: Thank you, Madam Chair.

There were two issues that were deliberated at Council II, and the result of those deliberations was to take no action.

This concludes Part II of the Council II report.

MS. LEMASTER: Are there any extractions from Part II of Council II's report?

Okay. I'll entertain a motion.

MR. HUFFMAN: Troy Huffman, Nebraska Department of Agriculture.

I'd like to accept the recommendations of Council II, Part II.

MS. LEMASTER: Thank you, Troy.

DELEGATE: Second.

MS. LEMASTER: And we have a second.

All those in favor of accepting Council II's Part II report, please say yes.

DELEGATES: Yes.

MS. LEMASTER: Any opposed, please say no.
Motion carries.

Now for Part III.

MR. GUZZLE: Madam Chair and delegates,

Council II is also charged with deliberating issues that deal with the Conference for Food Protection Bylaws and Constitution. There were seven issues that dealt specifically with the Conference Constitution and Bylaws. Those seven issues were each accepted as submitted or as amended.

This concludes Part III of the Council II report.

MS. LEMASTER: Do we have any extracted issues from Part III of Council II's report?

MR. HUFFMAN: Troy Huffman, Nebraska Department of Agriculture. I'd like to accept the recommendations -- make a recommendation to accept the recommendations of Council II, Part III.

MS. LEMASTER: Thank you, Troy.

DELEGATE: Second.

MS. LEMASTER: And we have a second.

All those in favor of accepting Council II's Part III report, please say yes.

DELEGATES: Yes.

MS. LEMASTER: Any opposed, please say no.

We're good. Thank you.
Now, that's the way it's done.

(Applause.)

Now I'll turn the podium over to my friend, David Gifford, from Washington State with the Council III report.

MR. GIFFORD: It's hard calling her Madam Chair, but thank you, Madam Chair.

Thank all of you for the opportunity to chair Council III over the past two years. It's been my pleasure. It's been my distinct pleasure to work with Todd Rossow from Publix Markets -- Super Markets. Publix Super Markets, where shopping is a pleasure.

Yes. Todd, please stand up.

(Applause.)

I can tell you that for the next two years, Council III will be in good hands under Todd's leadership. He's been a tremendous asset to the council. Please know that Council Chairs and Vice Chairs don't just show up here. There's a lot of work that happens in the two years. And especially keeping track of the committees and helping the committees to keep on track is a big task.

In that regard, if you are on a committee in Council III, please stand up.
If you are on a committee of any of the
councils, please stand up, please, because this is
the backbone of this association, so please.

(Applause.)

I especially want to thank the last few days
Alan Tart, our Paliamentarian, who tried to keep me
on track, tried to keep me in a box, but we bobbed
and weaved together pretty good. I think
we kept things going, and I appreciate all of his
assistance. And it was a great time having Alan.

Certainly, our scribe and our runner did a
fantastic job. I think all the scribes and runners
did a great job this year. And we're hoping we can
just pay them to come to Boise in two years. So
hopefully we have the same luck in that regard.

At the start of the conference, Council III
had 30 issues. And during deliberation, Council I
sent Issue I-018 to Council III. For Part I of my
report, Council III has recommended the acceptance
of 14 issues, seven as submitted and seven as
amended, as referenced in your packet. Within
these accepted issues, our council has recommended
the reformation of two committees: the Hand
Hygiene and Listeria Retail Guidelines Committee.

MS. LEMASTER: Thank you, David.
Do we have any extracted issues from Council III's Part I report?

MS. CRAIG: Sandra Craig, South Carolina Department of Health and Environmental Control. I would like to extract Issue 01 -- sorry -- 021.

MS. LEMASTER: Was that III-021?

MS. CRAIG: Yes.

MS. LEMASTER: Okay. Thank you.

Any other extracted issues?

MR. HUFFMAN: Troy Huffman from the great state of Nebraska, Department of Health and Human Services.

I'd like to accept the recommendations of Council III, Part I, minus the extraction.

MS. LEMASTER: Thank you, Troy.

DELEGATE: Second.

MS. LEMASTER: And we have a second.

All those in favor of accepting Council III's Part I report minus the extracted issue, please say yes.

DELEGATES: Yes.

MS. LEMASTER: Any opposed, please say no.

All right. The motion carries. Very good.

Now we will entertain a motion to bring forth the Issue III-021.
MR. HUFFMAN: Troy Huffman, Nebraska Department of Health and Human Services.

Motion to accept the council's recommendations on Issue I dash -- or III-021.

DELEGATE: Second.

MS. LEMASTER: Thank you, Troy. And we have a second.

Discussion?

MS. CRAIG: Sandra Craig, South Carolina Department of Health and Environmental Control.

I would ask that they vote no action or reject this, the council's recommendation, due to the fact that this really falls more under issues that should be handled as an individual variance instead of being put into the code as it's written and as they are wanting included into the code. The language about sustained steam environment is going to be very difficult to regulate.

MS. LEMASTER: Thank you, Sandra.

Any other discussion?

MS. MORRIS: Madam Chair, I request that you -- Sheri Morris with the Pennsylvania Department of Agriculture. I request that you recognize our guest speaker, Hilary.

MS. LEMASTER: Thank you.
Dr. Hilary?

DR. THESMAR: Dr. Hilary Thesmar, Vice President of Food Safety Programs for FMI.

I was on Council III, and I'd like to speak to the council deliberations on this issue. This was an issue that was brought up in previous Council III -- at past councils. And the researchers and council submitters went back and did additional research. They have a published peer review article on the research. They -- the science was very strong, and all of us felt the science was very strong on this issue. The steam actually cooks the lobster and the shrimp.

This was a no-action issue. It might have been accepted as submitted. It was accepted as submitted. The regulatory officials on the council came to the industry representatives on the council and said, you know, it's not going to go through. It's either going to be extracted or it's going to be rejected by FDA.

So what we did the next day, we brought it up again. We opened up the issue and we added amended language that was much more specific to the issue in the research study. We added shrimp and lobster and we added 15 seconds. So we amended the issue
to be very specific to what the science spoke to. It was a unanimous vote to amend the issue with those provisions in it.

So I'd like for delegates to strongly consider supporting the council's recommendation on this issue based on the council's deliberations.

Thank you.

MS. LEMASTER: Thank you.

MR. HUFFMAN: Troy Huffman -- this is weird. I'm at the back mic -- with the Nebraska Department of Health and Human Services.

Historically speaking, in Indianapolis, I was the person that requested and we extracted this from being approved in that council on the basis that the science behind the issue was very vague. It dealt with just one type of microwave. And the presenter on this then brought this back again with much more sound science.

The individuals, the delegates, were not privy to the published study that was done, that did demonstrate, in fact, that the steaming was deemed as cooking, and the information that was provided to us the day of deliberations. So the information in your packet that you would have received and downloaded on this was not peer reviewed at that
time. We did receive updated information.

So I would encourage the delegates vote yes to accept the actions of the council.

Thank you.

MS. LEMASTER: Thank you.

Any further discussion?

MS. CALLAHAN: Cindy Callahan, Department of Public Health, North Carolina.

I'd like to recognize FDA to speak to this issue, Glenda Lewis. Is Glenda Lewis in the audience? Can somebody get her?

Sorry.

MR. SMITH: I'm not sure what's -- Kevin Smith, FDA.

I can -- we look forward to hearing the recommendation of the conference with regard to this issue. If the issue is -- the assembly chooses to accept the issue as amended by Council III, we will take it into serious consideration how this can best be addressed in the Food Code.

We, of course -- with all issues that come with specific recommendations to the Food Code, we will contemplate it with respect to whether we think it -- we will have to look closely at the science as well, taking into consideration the
recommendation of this conference very closely, in
addition to our own independent assessment of the
science.

Thank you.

MS. LEMASTER: Thank you, Kevin.

Further discussion?

Okay. Seeing none, all those in favor of
accepting Council III's recommendation on Issue
III-021, please say yes.

DELEGATES: Yes.

MS. LEMASTER: Any opposed, please say no.

DELEGATES: No.

MS. LEMASTER: The motion carries. Thank you.

MR. GIFFORD: This is like the Oscars. I get
to come up again and thank people I didn't thank
before, so I want to make sure I thank my wife and
children and certainly the council members. They
did a tremendous job preparing for the council
deliberations. And it certainly wasn't a
well-oiled machine, but it was a machine, so we did
a good job.

Part II of my report, Council III has
recommended taking no action on a record 17 issues,
as referenced in your packet.

MS. LEMASTER: Thank you, David.
Are there any extractions?

MR. MANDERNACH: Steve Mandernach, the Iowa Department of Inspections.

I would like to extract I-018.

MS. LEMASTER: I-018. That was the issue that was sent over by Council I.

Any other extractions?

Okay. At this time, I will accept a motion to accept Part II of Council III's report, minus the extraction.

MR. HUFFMAN: Minus the extractions, right.

Troy Huffman, Nebraska Department of Health and Human Services.

Accept the recommendation of Council III, Part II, minus the extraction.

MS. LEMASTER: Thank you, Troy.

DELEGATE: Second.

MS. LEMASTER: And we have a second.

So all in favor of accepting Council III's Part II report, please say yes.

DELEGATES: Yes.

MS. LEMASTER: Any opposed, please say no.

The motion carries.

All right. So now I'll accept a motion to bring forth issue I-018.
MR. HUFFMAN: Troy Huffman, Nebraska Department of Ag.

Motion to accept the council's recommendations on the issue I-018.

MS. LEMASTER: Thank you, Troy.

DELEGATE: Second.

MS. LEMASTER: And we have a second. Discussion?

MR. MANDERNACH: Steve Mandernach with the Iowa Department of Inspections and Appeals.

I would urge the delegates to vote no on this issue. When Council I transferred this to Council III, we had made significant progress on this issue. We would all tell you that the issue as presented presented serious issues, but we think there's room for a conversation to continue and we would like that good work to continue. In addition, we'd like to see the work of the previous allergy committee to come back for some further discussion.

MS. LEMASTER: Thank you.

Further discussion?

MS. PAULUS: Colleen Paulus, Minnesota Department of Health.

I would like to yield the floor to Jill
Hollingsworth.

MS. LEMASTER: Thank you.

Jill?

MS. HOLLINGSWORTH: Jill Hollingsworth, Food Safety Consultant, And I also served on Council III.

Madam Chair?

When this issue came to Council III, it came as is. There was no additional information that was brought with it regarding committees, additional work items or anything of that nature. We did allow the presenter an additional amount of time to add to the presentation of the issue. And, again, there was nothing brought to that council other than this issue as written.

As written, this issue would have a -- a facility would have to clean between -- whenever they change from working with a food with an allergen to a food with another allergen or no allergen. Theoretically, we would have to clean kitchens every time we make a sandwich to order. Every time an entrée is prepared, you would have to stop, clean, before you can make the next entrée.

So as it was submitted, we felt it was just never going to be implemented. And there was no
discussion about any additional changes to this.

It was just as is.

Thank you.

MS. LEMASTER: Thank you very much.

Further discussion?

MR. MANDERNACH: Steve Mandernach with the

Iowa Department of Inspections and Appeals.

I would like to recognize Nona again.

MS. NARVAEZ: Thank you. My name is Nona

Narvaez. I'm with the Anaphylaxis & Food Allergy

Association of Minnesota, AFAA.

And the deliberations in Council I, with the

amendment, also created language to form a new Food

Allergy Committee. And that's what I would like to

encourage the delegates to reconsider this.

I serve on the FDA Food Code Rule Revision

Committee in the State of Minnesota. We all know

that the Food Code is supposed to be the best

advice based on science, but the Food Code itself

has very little on food allergen management.

Industry regulators at this time look to the Food

Code for best practices. And so, therefore, I

support the formation of an Allergen Management

Committee, as was the intent of Council I.

Thank you very much.
MS. LEMASTER: Thank you.

Any further discussion on this issue?

MS. PAULUS: Colleen Paulus, Minnesota Department of Health.

I just encourage the delegates to vote no on this issue because it was confusing. And with the vote no, it would go back to the Executive Board so that we can get things clarified.

Thank you.

MS. LEMASTER: Thank you.

Okay. Any other discussion?

Seeing none, the motion on the table is to accept the recommendation of the council on Issue I-018. All in favor, please say yes.

DELEGATES: Yes.

MS. LEMASTER: All opposed, please say no.

DELEGATES: No.

MS. LEMASTER: The motion fails.

And that concludes the voting portion of the assembly, but before I yield the podium to Larry Kohl for resolutions, I would just like to thank Troy Huffman for really taking me seriously in the meeting yesterday.

(Applause.)

MR. KOHL: Good morning. On behalf of the
Resolutions Committee, I'm prepared to offer the 2014 Conference for Food Protection resolutions. So thank you, Madam Chair. And I'd like to start by thanking all of you for being here and it looks like a good crowd from up here. Normally, it's maybe not this full, so thank you.

I'd also like to recognize the Resolutions Committee and the collaboration with conference participants in helping to identify these recommended resolutions for the 2014 Biennial Conference Meeting. The Resolution Committee consisted of Sheri Morris, our committee co-chair; Becky Stevens-Grobbelaar; and John Luker.

I have 14 resolutions to present on behalf of the Resolutions Committee and plan to be done by two o'clock this afternoon.

(Laughter)

Just kidding.

Our first proposed resolution is our Local Arrangements Committee. I'd like to recognize Lee Cornman with the Florida Department of Agriculture Consumer Services, Geoff Luebkemann with the Florida Restaurant Lodging Association, and Michael Roberson with Publix Super Markets. Without their leadership and tireless efforts, as we've heard
previously today, this meeting could not have been
so successful and so well received. So
congratulations on an outstanding event. I would
ask these three, if you're in the room, to please
stand and be recognized.

(Appplause.)

Secondly, I'd like to recognize the Buena
Vista Palace Hotel & Spa and PSAV Presentation
Services for extending their hospitality and
overall contribution to our successful conference.
I believe they're in the room?

ATTENDEE: They will be here in five, ten
minutes.

MR. KOHL: Apparently, we'll recognize them
later. We'll come back to them.

Third, I'd like to recognize LaDonna Pettit
and Karen Peña from ConferenceDirect. This is the
second time we've worked with the ConferenceDirect
for a Biennial Conference Meeting, and the company
helps support Dave and the Executive Board in
coordinating the conference and contributing
towards managing the overall cost. I think they've
done an outstanding job as a result of our 2014
conference. They are not in attendance.

(Appplause.)
Fourth, I would like to say thank you and recognize all of our sponsors supporting this year's conference. You've heard it many times before. We couldn't have done the things that we've done without your support, and we're very grateful for that.

If in attendance, I would ask that any of our sponsors would please rise and be recognized one last time.

(Applause.)

Come on in.

(Enter the culinary staff.)

(Applause.)

MR. ROBERSON: Michael Roberson with the LAC. I just want to say we could not have put on such a wonderful conference without the help of Gayle Martin, who leads the sales and marketing team. And what a wonderful staff of food. Everything, the service. Thank you so much.

MR. KOHL: Thank you. Michael, you're a natural. I won't say at what but you're a natural.

MR. ROBERSON: It's a pleasure.

MR. KOHL: Okay. Our sixth resolution is for -- I'm sorry. Our fifth resolution is for an individual this time. This individual has actively
participated within the Conference for Food Protection since 1998 and has served in multiple capacities and roles, including now finishing, after today's conference, for a second successive six-year term on the Executive Board. Please join me in recognizing Ms. Elizabeth Nutt.

(Applause.)

Hold on. If I write it in such a way where I'm still talking, just give me another minute. I'll give you a clue.

Elizabeth's résumé has been impressive as serving as a Conference Chair, numerous leadership positions, and participating within committees and critiquing my comments over the years in council deliberations. Her professionalism, stewardship, mentoring and commitment to the conference is unwaivering. And I'd like to thank and ask Elizabeth to stand and be recognized.

(Applause.)

Our sixth resolution is for another individual. He, too, is completing his second successive six-year term on the Executive Board. In fact, he has served in most of the conference leadership positions in his tenure, including Conference Chair, Conference III Vice Chair, and
Chair, Committee Chairs and overall participation within the conference since his early beginnings in 2000. Please join me in recognizing Mr. Dave Gifford.

(Applause.)

Again, his commitment towards enhancing public health by investing in people, relationships and the true spirit of collaboration are inspirational and truly appreciated.

Thank you, Dave.

Our seventh resolution is for another individual, Dr. Julie Albrecht. Since joining the conference in 2008, she has quickly become known and appreciated for her willingness to engage and accept additional responsibilities. She's participated in the academia role on the Executive Board and served as our 2014 Conference Program Chair, with an outstanding program this year of pertaining to regulations, scientific issues and food safety impacts on seafood. Julie continues to influence all of us by providing rewarding and worthwhile educational opportunities towards improving our public health knowledge and skill sets.

I'd like to ask Julie to please stand if she's
here and be recognized. She might have left.

(Applause.)

Our eighth resolution is for another individual that has been involved with the conference since 1994. Following her retirement from Jack in the Box, she assumed the new role for her personally and within the conference, serving as the Executive Assistant for the conference since 2006 and I believe working for all three Executive Directors.

Please join me in recognizing Ms. Lisa Wright.

(Applause.)

Lisa has been instrumental in moving administrative and technological processes forward on behalf of the conference. And she is a steward of excellence and will be greatly missed.

I'd like to -- well, I've already asked you to stand earlier so if you could stay seated. Thank you, Lisa.

Our ninth resolution -- so we're about a 10th of the way there -- is for two -- our two conference issue Chairs, Ms. Vicki Everly and Ms. Aggie Hale. Their efforts and scrutiny of submitted issues contributed to more meaningful and impactful council deliberations. They've done an
incredible job of automating and streamlining the process. And on behalf of the conference, please stand to be recognized.

(Applause.)

MR. KOHL: And, again, I don't know if you want to take a spin around on your scooter, but if you feel up to it, please feel free.

Our tenth resolution is to our Conference Vice Chair, Mr. Michael Roberson with Publix Super Markets, where he continues to emphasize --

(Laughter)

MR. ROBERSON: Wrong guy, Larry.

MR. KOHL: Oh, my goodness. I'm sorry. I did this at 4:30 this morning.

What was I doing with that?

Hey, Michael. I appreciate it. All right.

Sorry.

Our next two resolutions are offered in a somber moment and in memory and appreciation of two long-standing and dedicated conference members that have recently passed. First, Ms. Ruth Hendy, who held many roles with the conference, including several on the Executive Board. She stood tall in being an advocate for the Conference for Food Protection's mission of improving public health and
exemplified the value of collaboration; and

Mr. Joel Ortiz, who mirrored the conference and its
desire for joint participation while championing an
inclusive and collaborative spirit. Our hearts are
heavy but so thankful for the memories in their
long life contributions.

Please join me in a moment of silence and
recognition for Ms. Hendy and Mr. Ortiz.

(Moment of silence.)

Thank you.

My last resolution is for, I guess, our
current Conference Vice Chair, which would be my
friend over here, Donna Garren, which I'm now
winging it, which isn't very good for me.

I've known Donna for a long time, and I will
reflect on Lori's comments earlier and all the hard
work. She's very committed, very interested in
making a public health difference. And on behalf
of the conference, Donna, please stand and be
recognized.

(Applause.)

And at this time, I'd like to yield the floor
to Donna.

MS. GARREN: Good morning, everyone.

Thank you, Larry, Madam Chair, guests.
It's been -- this is weird. Okay. It's been an absolute honor and pleasure to serve with the Executive Board and the Conference over the last two years.

It's truly been a wonderful experience to better understand this whole process, but it's been a true delight to work with Lori LeMaster, our Chair. She has a passion for food safety and is dedicated to the safety process. I greatly admire her tremendous efforts in working with the Executive Board and with the CFP executive staff, keeping everything moving, especially when we get to the busy CFP planning process in the fall and the issue submittal time.

She has successfully balanced her CFP duties with her busy -- her busy day job with the State of Tennessee. I admire her willingness to serve this organization and her dedication to improving public health through the CFP process.

I would like to also offer a resolution of our sincere gratitude and appreciation for the work of our Chair, Lori LeMaster. And on behalf of the CFP, I would like to present Lori with this token of our appreciation.

Lori, if you'll come up.
MS. LEMASTER: Thank you.

(Applause and standing ovation.)

MS. GARREN: Thank you very much. And I will yield back to Larry to finish his report.

MR. KOHL: Thank you, Donna.

Madam Chair, I'd like to offer these resolutions for the assembly's consideration.

Thank you.

MS. LEMASTER: Thank you, Larry and Donna. And I've just sure enjoyed this whole process, and I appreciate all of you.

But before we vote on the Resolution Committee's reports, I just have to say ditto to everything that he said about Lisa Wright. She has worked so hard over the years for this conference, and we're the better for it and we really appreciate you, Lisa, and I know I do personally. And I hope you enjoy your retirement, but we will miss you. Thank you.

At this time, we will, Troy, entertain a motion to accept the resolutions that Larry Kohl presented.

MR. HUFFMAN: Troy Huffman, Nebraska Department of Agriculture. I'd like to accept the recommendations of the -- what was he? --
Resolutions Committee -- enthusiastically, the Resolutions Committee.

MS. LEMASTER: Thank you so much.

Do we have a second?

DELEGATES: Second.

MS. LEMASTER: Okay. Great. Do we have any discussion?

All in favor of accepting the Resolution Committee's report, say yes.

DELEGATES: Yes.

MS. LEMASTER: Any opposed, say no.

Thank you. The motion passes.

And on a side note, anyone who received a resolution or recognition, please come and see Dr. McSwane after the assembly concludes to pick up your document.

And I will turn over the podium now to Alan Tart for a few corrections.

MR. TART: We will have to do everything over again.

(Laughter.)

Based on the fact that Guam is not here, I want to, for the record, state that 46 states are represented today; one territory, Puerto Rico; and the District of Columbia, for a total of 47 votes.
The full majority vote stayed the same, as was previously calculated, at 25. And the two-thirds vote, which was -- which was required for the bylaws changes, remain the same, which was 32.

I also beg your forgiveness. I'm a biology major, not a math major. And on the extracted issue, I-015, which had a motion to accept the council's recommendation, the final vote on that was 29.5 yes, 17.5 no. The Chair called the vote as a motion carries, which is still the same.

MS. LEMASTER: Thank you and thank goodness for that.

So, at this time, it is customary for the assembly to offer a motion to allow the Executive Board the ability to make editorial changes to issues that were submitted or to the transcript or other issues that might need to be changed editorially but not the substance.

At this time, I would like to entertain a motion to that effect.

MR. GUZZLE: Patrick Guzzle, Idaho Department of Health and Welfare. I'm going to give my good friend Troy a break here.

I would move that we allow the Executive Board the privilege of making editorial corrections and
1 comments, as has been suggested by Chair LeMaster.
2
3 MS. LEMASTER: Thank you, Patrick.
4 Do we have a second?
5 DELEGATE: Second.
6 MS. LEMASTER: Any discussion?
7 All in favor, say yes.
8 DELEGATES: Yes.
9 MR. LEMASTER: Any opposed, say no.
10 The motion passes.
11 So this is the best part. At this time, it is
12 my pleasure to introduce you to your next
13 Conference Chair and Vice Chair. Again, it's been
14 great, and I think they are really going to enjoy
15 their time leading up to the next conference.
16 Our next chair is John Luker with New York
17 State.
18 John, will you please stand?
19 (Applause.)
20 And John has been an outstanding addition to
21 the Executive Board, and I know he will just fit
22 right in. And it'll be just as smooth as it can
23 be.
24 And the Vice Chair is Terry Levee with Natural
25 Markets Food Group.
26 Please stand, Terry.
(Applause.)

MS. LEMASTER: Does anybody not know Terry?

So thank you for serving, and we're looking forward to the next conference.

Just real quickly, you know, the work starts in the committee. So when you receive your committee sign-up e-mail, we encourage you to participate. That's where the work is done -- a substantial portion of the work is done. And we need you guys. We need everybody to be active. So consider participating in committees and return those ballots or forms back to us so that we can consider you.

And if you're interested in applying -- in applying to be Chair of a committee, please let that be known sooner rather than later.

And at this point, unless we have any other business, I will entertain a motion to adjourn.

MS. CORNMAN: Lee Cornman, Florida Department of Agriculture.

Motion to adjourn.

MS. LEMASTER: Do I have a second?

DELEGATE: Second.

MS. LEMASTER: Discussion?

All in favor, say yes.
DELEGATES: Yes.

MS. LEMASTER: Any opposed, say no.

Safe travels and I hope to see you all in Boise in two years.

(Applause.)

(The proceedings were adjourned at 10:13 a.m.)

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CERTIFICATE OF REPORTER

STATE OF FLORIDA
COUNTY OF ORANGE

I, NINETTE BUTLER, RPR, CRR, FPR, do hereby certify that I was authorized to and did stenographically report the foregoing proceedings and that the foregoing transcript, Pages 9 through 105, is a true record of my stenographic notes.

I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties' attorneys or counsel connected with the action, nor am I financially interested in the action.

DATED this 19th day of May, 2014, in Orlando, Orange County, Florida.

NINETTE BUTLER, RPR, CRR, FPR,
REALTIME SYSTEMS ADMINISTRATOR