



25 May 2023

(23-3553)

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Committee on Sanitary and Phytosanitary Measures

Original: English

## NOTIFICATION

### *Addendum*

The following communication, received on 22 May 2023, is being circulated at the request of the Delegation of the United States of America.

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#### Proposed Determination and Request for Comments: *Salmonella* in Not-Ready-To-Eat Breaded Stuffed Chicken Products

The US Department of Agriculture, Food Safety and Inspection Service (FSIS) is extending the comment deadline on the [Proposed Determination and Request for Comments](#) on proposing to declare *Salmonella* an adulterant in not-ready-to-eat (NRTE) breaded stuffed chicken products. The deadline for comments was originally 27 June 2023. The Proposed Determination and Request for Comments will be open for comments for an additional 30 days, until to 27 July 2023.

FSIS is proposing to declare that NRTE breaded stuffed chicken products that contain *Salmonella* at levels of 1 colony forming unit (CFU) per gram or higher are adulterated within the meaning of the Poultry Products Inspection Act (PPIA). Although the labeling of these products has undergone significant changes over time to better inform consumers that they are raw and to provide instructions on how to prepare them safely, NRTE breaded stuffed chicken products continue to be associated with *Salmonella* illness outbreaks. Therefore, FSIS has concluded that domestic public health measures that focus primarily on product labeling and consumer handling practices have not been effective in preventing additional foodborne illnesses associated with NRTE breaded stuffed chicken products. FSIS is also proposing to carry out verification procedures at regulated facilities, including sampling and testing of the chicken component of these products prior to stuffing and breading, to ensure producing establishments control *Salmonella* in these products.

FSIS invites interested persons to submit comments on this proposed determination and the proposed verification procedures. FSIS specifically requests comments on alternative bases for determining adulteration of breaded stuffed NRTE products. Please submit comments on or before 27 July 2023.

Full text for this Federal Register notice (88 FR 26249) and instructions for submitting comments can be accessed at:

<https://www.regulations.gov/document/FSIS-2022-0013-0001>

[https://www.fsis.usda.gov/sites/default/files/media\\_file/documents/FSIS-2022-0013.pdf](https://www.fsis.usda.gov/sites/default/files/media_file/documents/FSIS-2022-0013.pdf)

[https://members.wto.org/crnattachments/2023/SPS/USA/23\\_09720\\_00\\_e.pdf](https://members.wto.org/crnattachments/2023/SPS/USA/23_09720_00_e.pdf)

#### **This addendum concerns a:**

- Modification of final date for comments
- Notification of adoption, publication or entry into force of regulation
- Modification of content and/or scope of previously notified draft regulation
- Withdrawal of proposed regulation
- Change in proposed date of adoption, publication or date of entry into force
- Other:

**Comment period: (If the addendum extends the scope of the previously notified measure in terms of products and/or potentially affected Members, a new deadline for receipt of comments should be provided, normally of at least 60 calendar days. Under other circumstances, such as extension of originally announced final date for comments, the comment period provided in the addendum may vary.)**

Sixty days from the date of circulation of the addendum to the notification and/or (dd/mm/yy): 27 July 2023

**Agency or authority designated to handle comments:  National Notification Authority,  National Enquiry Point. Address, fax number and e-mail address (if available) of other body:**

Rachel Edelstein, Assistant Administrator, USDA FSIS Office of Policy and Program Development by telephone at +(1 202) 937 4272.

**Text(s) available from:  National Notification Authority,  National Enquiry Point. Address, fax number and e-mail address (if available) of other body:**

<https://www.regulations.gov/document/FSIS-2022-0013-0001>  
<https://www.govinfo.gov/content/pkg/FR-2023-04-28/html/2023-09043.htm>

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