

Environmental Health Services | Environmental Affairs

R.61-34, Raw Milk for Human Consumption – Proposed Amendment

R.61-34.1, Pasteurized Milk and Milk Products – Proposed Amendment

State Register Document No. 5033

General Assembly review required

Link to Notice of Final Regulation (“NFR”) for legislative review: www.scstatehouse.gov/regs/5033.docx

Status |

Legislative review of NFR began: March 2021

Contact Information |

Sandra D. Craig, Bureau of Environmental Health Services
2600 Bull Street | Columbia, SC 29201
craigsd@dhec.sc.gov

Summary |

Pursuant to R.61-34, Raw Milk for Human Consumption, the Department provides sanitation oversight for the production and sale of raw milk that has not been pasteurized for food safety in South Carolina. The Department proposes amending R.61-34 to address the further processing and sale of raw milk products, specifically, cream and buttermilk, and to add additional consumer advisory changes that would be needed for products that receive further processing or become necessary as a byproduct of further processing. The proposed revisions would also update raw milk standards as needed to align certain requirements with the 2019 version of the U.S. Food and Drug Administration Pasteurized Milk Ordinance (“PMO”).

Pursuant to R.61-34.1, Pasteurized Milk and Milk Products, the Department provides sanitation oversight of the production and sale of pasteurized milk and milk products for both intrastate and interstate commerce. The Department proposes adopting requirements of the 2019 PMO through amendment of R.61-34.1. The regulation is currently based on the 2013 PMO and will not meet the federal standards after this year. The amendment of R.61-34.1 to incorporate the updated requirements of the 2019 PMO would enable South Carolina milk producers to continue to meet federal standards and ship milk and milk products for interstate commerce. The Department further proposes clarification of requirements for potable water sources.

The Department also proposes changes for clarity and readability, grammar, punctuation, and codification, and other regulatory text improvements. Proposed amendments to both regulations also include updates to administrative and enforcement provisions. The Administrative Procedures Act, S.C. Code Section 1-23-120(A), requires General Assembly review of these proposed amendments.

History |

NOD published; comment period started:

March 27, 2020

NOD comment period closed:

April 27, 2020

Board approval to publish NPR:

January 7, 2021

NPR published; comment period started:

January 22, 2021

NPR comment period closed:

February 22, 2021

Public Hearing:

March 11, 2021

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R.61-56, Onsite Wastewater Systems – Proposed Amendment

General Assembly review required

Link to published Notice of Drafting (“NOD”): [State Register Volume 45, Issue 8 \(Page 8\)](#)

Status |

NOD published; comment period closed

Contact Information |

David R. Vaughan, Bureau of Environmental Health Services
2600 Bull Street | Columbia, SC 29201
vaughadr@dhec.sc.gov

Summary |

Pursuant to R.61-56, the Department helps to ensure the safe treatment and disposal of domestic wastewater to protect the health of families and communities. The Department issues onsite wastewater contractor licenses, permits to construct, and approvals to operate for individual onsite wastewater treatment systems (septic systems).

The Department proposes amending R.61-56, Onsite Wastewater Systems, to clarify definitions, update procedures for subdivisions, revise application fees, and amend OSWW system requirements. The amendments will modernize the regulation and streamline permitting procedures to address needed updates in administering the Onsite Wastewater program.

The Department may also include corrections for clarity and readability, grammar, punctuation, codification, and regulation text improvement. The Administrative Procedures Act, S.C. Code Section 1-23-120(A), requires General Assembly review of these proposed amendments and repeals.

History |

NOD published; comment period started:
NOD comment period closed:

August 27, 2021
September 27, 2021