



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
Silver Spring, Maryland 20910

AUG 26 2004

MEMORANDUM FOR: All Plants and Users of USDC Seafood
Inspection Program Services

FROM: Richard V. Cano *Richard V. Cano*
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SUBJECT: Notice of Change in Fees and Charges for the
U.S. Department of Commerce Seafood
Inspection Program--Effective October 1, 2004

Beginning October 1, 2004, the basic hourly fee for full-time Type 1, non-HACCP, in-plant inspection services provided by the USDC Seafood Inspection Program (Program) will be \$62.25. This is an increase of \$3.65 or 6.2 percent, and results from the anticipated Federal Pay Act increase of 4.1 percent for 2005 and associated benefits costs, an increase in travel and other operating expenses, and a significant increase in overhead costs. These overhead rates are currently under review and in the event that they are reduced, a revised Fees and Charges Notice will be circulated and implemented.

This Program is not subsidized by appropriated funding and therefore relies entirely on fee-for-service income to fund its operating costs. The rate-setting methodology for FY 2005 is unchanged from FY 2004. (Charges for certain label reviews will continue as well as the requirement for prepayment for new non-contract customers.)

FEES AND CHARGES FOR USDC SEAFOOD INSPECTION PROGRAM

Effective October 1, 2004, the per hour fees and charges for fishery products inspection services (except Alaska) will be as follows: (See page 5 for Alaska service rates.)

TYPE 1 - OFFICIAL ESTABLISHMENT AND PRODUCT INSPECTION SERVICES

FOR 40 HR/WEEK CONTRACTS--	
REGULAR TIME	\$62.25
OVERTIME	93.38
SUNDAY & HOLIDAYS	124.50
FOR 24-39 HR/WEEK CONTRACTS--	
REGULAR TIME	68.48
OVERTIME	102.71
SUNDAY & HOLIDAYS	136.95



FOR 8-23 HR/WEEK CONTRACTS—	
REGULAR TIME	\$74.70
OVERTIME	112.05
SUNDAY & HOLIDAYS	149.40

FOR <8 HR/WEEK CONTRACTS—	
REGULAR TIME	80.30
OVERTIME	120.45
SUNDAY & HOLIDAYS	160.61

HACCP

HACCP REGULAR.....	112.05
HACCP OVERTIME.....	168.08
HACCP SUNDAY & HOLIDAYS.....	224.10

TYPE 2 - LOT INSPECTION

REGULAR TIME	112.05
OVERTIME	168.08
SUNDAY & HOLIDAYS	224.10

TYPE 3 - CONTRACT LOT INSPECTION and SANITATION SERVICES

FOR 40 HR/WEEK CONTRACTS—	
REGULAR TIME	84.04
OVERTIME	126.06
SUNDAY & HOLIDAYS	168.08

FOR 24-39 HR/WEEK CONTRACTS—	
REGULAR TIME	92.44
OVERTIME	138.66
SUNDAY & HOLIDAYS	184.88

FOR 8-23 HR/WEEK CONTRACTS—	
REGULAR TIME	100.85
OVERTIME	151.27
SUNDAY & HOLIDAYS	201.69

FOR <8 HR/WEEK CONTRACTS—	
REGULAR TIME	108.41
OVERTIME	162.61
SUNDAY & HOLIDAYS	216.82

CONSULTATIVE SERVICES

REGULAR TIME	112.05
OVERTIME	168.08
SUNDAY & HOLIDAYS	224.10

The basis for determining the appropriate fee to be charged is as follows:

TYPE 1

Regular time: Services provided during any 8-hour shift.

Overtime: Services provided in excess of 8 hours per shift per day.

In addition to any hourly service charge, a night differential fee equal to 10 percent of the employee's hourly salary will be charged for each hour of service provided after 6:00 p.m. and before 6:00 a.m.

Type 2 and 3

Regular time: Services provided within the inspector's normal work schedule, Monday through Friday.

Overtime: Services provided outside the inspector's normal work schedule, Monday through Friday, and on Saturdays.

In keeping with the intent of the authorizing legislation and the policies of the Program to charge fees that recover the costs of providing inspection services, the hourly rates charged to contract lot inspection users who provide complete and acceptable facilities which are used by USDC inspectors to conduct the necessary official contract functions will be those delineated under Type 1. In all other cases, contract lot inspection users will be charged Type 3 rates.

Analytical Services:

The FY 2005 rate reflects the continued inclusion of certain analytical testing services into the Program's cost structure. Selective analytical testing will be carried out to verify that existing process control measures can adequately ensure that all of the USDC inspected fishery products are safe, wholesome, and properly labeled. In the event that routine oversight reveals a deficiency in sanitation, process controls, and/or product, additional laboratory testing may be warranted. Such additional testing can be expected to incur specific charges to the individual firm based on the fees delineated under this section, or quoted by outside laboratories.

The Program will also continue to provide analytical services upon request at the rates quoted in this memorandum. In the

event that the analytical test is not performed by the Seafood Inspection Program, the rate charged by the laboratory performing the test will be applied. Charges based upon these fees will be in addition to any hourly rates charged for lot, miscellaneous, and consultative inspection service as well as to any hourly rates charged for inspection services provided under a contract.

Analytical Tests	Cost Per Sample Unit	Recommended Number of Sample Units
Total Plate Count (TPC)	\$30	5
Total Coliform/ <i>E. coli</i> (TC/EC)	\$30	5
<i>Staphylococcus aureus</i> (SA)	\$35	5
<i>Listeria sp.</i> (presumptive, composite)	\$75	2
<i>Listeria monocytogenes</i> (confirmation)	\$35	
<i>Salmonella sp.</i> (presumptive, composite)	\$75	2
<i>Salmonella</i> (confirmation)	\$35	
Histamine, ELISA Method ¹	\$40	6
Chloramphenicol, ELISA Method (composite) ^{1,2}	\$150	1
Sulfite (AOAC Official Method) (composite) ²	\$150	1
Moisture (Ohaus Moisture Balance) (composite) ²	\$30	1
Moisture (AOAC Official Method) (composite) ³	\$50	1
Nitrofurantoin	\$*	

¹If more than one lot is submitted at one time, the cost for analyses will decrease and depends on the number of lots. Please call analytical services for more information.

²Includes duplicate results.

³Includes triplicate results.

*Various tests are currently being evaluated to detect the presence of nitrofurantoin. Information regarding tests available and the associated costs may be obtained by contacting Jane Fox-Dobson at 978-281-9386.

If you have any questions or comments or would like additional laboratory services, please call or fax Jane Fox-Dobson at (978) 281-9386 or E-mail her at Jane.E.Fox-Dobson@noaa.gov.

Notes on Analytical Services: Sampling and travel time where applicable will be assessed using the Type 2 rates. Mileage costs and shipping costs will be assessed at the current rate. For other analyses not shown, the Program will identify a governmental or private laboratory with recognized capabilities and establish the charges that will be assessed by that laboratory. This information will be communicated to the applicant for their concurrence prior to sampling the product or submitting the samples for testing.

State of Alaska: The rates outlined below are effective October 1, 2004, and apply for services provided by cross-

licensed State of Alaska inspectors. The rates charged within the State of Alaska are subject to revision at any time based on unanticipated changes in operating costs. Inspection services provided by NMFS within the State of Alaska will be charged at the NMFS service rates shown on pages 1 and 2 plus travel and other expenses.

STATE OF ALASKA

	Aleutian Chain, Bristol Bay, Dillingham	Remainder of Alaska
TYPE 1	Per Hour	Per Hour
<u>Non-HACCP:</u>		
Regular Time	\$ 80.83	\$ 80.30
Overtime	121.24	120.45
Sunday/Holiday	161.65	160.61
<u>HACCP:</u>		
Regular Time	119.77	112.05
Overtime	179.65	168.08
Sunday/Holiday	239.54	224.10
TYPE 2		
Regular Time	119.77	112.05
Overtime	179.65	168.08
Sunday/Holiday	239.54	224.10
TYPE 3 and Consultative Services		
Regular Time	109.12	112.05
Overtime	163.67	168.08
Sunday/Holiday	218.22	224.10

NOTE: Service by State of Alaska cross-licensed inspectors is often available only on an overtime basis. When this occurs, the posted overtime rate will be applied.