

2013 Senate Bill 434 (LRB -3635)

An Act to renumber and amend 254.71 (1); to amend 254.71 (2), 254.71 (3) and 254.71 (6) (b); and to create 66.0436, 254.71 (1g) and 254.71 (1r) (b) and (c) of the statutes; relating to: requirements and local ordinances related to certificates of food protection practices. (FE)

2013

- 12-10. S. Introduced by Senators **Farrow** and **L. Taylor**; cosponsored by Representatives **Thiesfeldt, Bernier, Bies, Brooks, Kahl, A. Ott, Petryk, Ripp** and **Sinicki**. 521
- 12-10. S. Read first time and referred to Committee on Health and Human Services 521

2014

- 01-15. S. Fiscal estimate received
- 01-29. S. Public hearing held
- 02-03. S. Senate Amendment 1 offered by Senator Farrow (**LRB a1568**) 623
- 02-13. S. Executive action taken
- 02-14. S. Report adoption of Senate Amendment 1 recommended by Committee on Health and Human Services, Ayes 5, Noes 0 668
- 02-14. S. Report passage as amended recommended by Committee on Health and Human Services, Ayes 5, Noes 0 668
- 02-14. S. Available for scheduling
- 03-07. S. Placed on calendar 3-11-2014 pursuant to Senate Rule 18(1) 743
- 03-11. S. Read a second time 755
- 03-11. S. Senate Amendment 1 **adopted** 755
- 03-11. S. Ordered to a third reading 755
- 03-11. S. Rules suspended 755
- 03-11. S. Read a third time and **passed** 755
- 03-11. S. Ordered immediately messaged 756
- 03-12. A. Received from Senate 737
- 03-18. A. Read first time and referred to committee on Rules 750
- 03-18. A. Made a special order of business at 10:36 AM on 3-20-2014 pursuant to Assembly Resolution 28 767
- 03-20. A. Read a second time 801
- 03-20. A. Assembly Substitute Amendment 1 offered by Representatives Thiesfeldt and Schraa (**LRB s0401**) 801
- 03-20. A. Assembly Substitute Amendment 1 **adopted** 801
- 03-20. A. Ordered to a third reading 801
- 03-20. A. Rules suspended 801
- 03-20. A. Read a third time and **concurred in** as amended 801
- 03-20. A. Ordered immediately messaged 801
- 03-21. S. Received from Assembly amended and concurred in as amended, Assembly Substitute Amendment 1 adopted 805
- 03-21. S. Available for scheduling
- 03-31. S. Placed on calendar 4-1-2014 pursuant to Senate Rule 18(1) 822
- 04-01. S. Assembly Substitute Amendment 1 **concurred in**
- 04-01. S. Action ordered immediately messaged

SB

2013

ENROLLED BILL

13en S B- 434

ADOPTED DOCUMENTS:

Orig Engr A SubAmtdt 1

13 S 0401,1

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic Rel

4-02-14 JR Miller

Date

Enrolling Drafter



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBs0401/1
MED:jld&wlj:jf

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 434**

March 20, 2014 – Offered by Representatives THIESFELDT and SCHRAA.

1 **AN ACT** *to renumber and amend* 254.71 (1); *to amend* 254.71 (2), 254.71 (3)
2 and 254.71 (6) (b); and *to create* 66.0436 and 254.71 (1g) of the statutes;
3 **relating to:** requirements and local ordinances related to certificates of food
4 protection practices.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

5 **SECTION 1.** 66.0436 of the statutes is created to read:

6 **66.0436 Certificates of food protection practices for restaurants. (1)**

7 In this section, “restaurant” has the meaning given in s. 254.61 (5).

8 **(2)** No city, village, town, or county may enact an ordinance requiring a
9 restaurant, a person who holds a permit for a restaurant, or a person who conducts,
10 maintains, manages, or operates a restaurant to satisfy a requirement related to the
11 issuance or possession of a certificate of food protection practices that is not found
12 under s. 254.71.

1 **(3)** (a) Except as provided in par. (b), if a city, village, town, or county has in
2 effect on January 1, 2015, an ordinance that the city, village, town, or county is
3 prohibited from enacting under sub. (2), the ordinance does not apply and may not
4 be enforced.

5 (b) Paragraph (a) does not apply to an ordinance of a 1st class city that was in
6 effect on March 20, 2014.

7 **SECTION 2.** 254.71 (1) of the statutes is renumbered 254.71 (1r) and amended
8 to read:

9 254.71 **(1r)** After January 1, 1995, no person may conduct, maintain, manage
10 or operate a restaurant unless the operator or manager of the restaurant holds a
11 ~~current, valid certificate of food protection practices issued by the department~~ is a
12 certificate holder.

13 **SECTION 3.** 254.71 (1g) of the statutes is created to read:

14 254.71 **(1g)** In this section:

15 (a) “Approved examination” means an examination that allows an individual
16 to demonstrate basic knowledge of food protection practices and that is approved by
17 the department as meeting the standards established under sub. (6) (b).

18 (b) “Certificate holder” means an individual who holds a valid certificate of food
19 protection practices issued under this section.

20 **SECTION 4.** 254.71 (2) of the statutes is amended to read:

21 254.71 **(2)** Except as provided in s. 250.041, the department may issue a
22 certificate of food protection practices to an individual who satisfactorily completes
23 ~~a written~~ an approved examination, ~~approved by the department, that demonstrates~~
24 ~~the individual's basic knowledge of food protection practices~~ or who has achieved
25 comparable compliance.

