



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2013 Wisconsin Act 292
[2013 Senate Bill 434]

Food Protection Practices

2013 Wisconsin Act 292 requires an operator or manager of a restaurant to hold a valid certificate of food protection practices, which may be issued by the Department of Health Services, following satisfactory completion of an examination. The Act deletes the requirement that the certification examination must be written. Rather, the Act provides that the examination must be an “approved examination,” which is an examination that allows an individual to demonstrate basic knowledge of food protection practices and that is approved by the Department of Health Services as meeting standards that it promulgates by rule.

The Act also provides that in order to renew the certificate, the certificate holder, rather than satisfactorily completing a recertification training course, must satisfactorily complete an approved examination.

The Act prohibits a city, village, town, or county from enacting an ordinance requiring a restaurant, a restaurant permit holder, or a person who conducts, maintains, manages, or operates a restaurant to satisfy a requirement related to food protection practices that is not found in the statutes. If a city, village, town, or county has such an ordinance in effect on January 1, 2015, the ordinance does not apply and may not be enforced. This provision does not apply, however, to a 1st class city’s ordinance that was in effect on March 20, 2014.

Effective date: January 1, 2015.

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LR:jb;ty

This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.wisconsin.gov>.