



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

<b>2015 Senate Bill 34</b>	<b>Senate Amendment 1 and Senate Amendment 1 to Senate Amendment 1</b>
<i>Memo published: June 8, 2015</i>	<i>Contact: Brian Larson, Staff Attorney (266-0680)</i>

2015 Senate Bill 34 relates to requiring operators or managers of certain school lunchrooms to hold certificates of food protection practices.

### CURRENT LAW

Wisconsin law generally prohibits any person from conducting, maintaining, managing, or operating a restaurant unless the operator or manager of the restaurant holds a valid certificate of food protection practices. [s. 254.71 (1r), Stats.] Under current law, “restaurant” is defined to exclude public and private school lunchrooms that provide food directly to students. [s. 254.61 (5) (c), Stats.]

### 2015 SENATE BILL 34

2015 Senate Bill 34 prohibits any person from conducting, maintaining, managing, or operating a school lunchroom that is participating in the national school lunch program and provides food directly, unless the operator or manager of the lunchroom, or his or her designee, holds a certificate of food protection practices.

### SENATE AMENDMENT 1

Senate Amendment 1 provides that, for purposes of school lunchrooms, an “operator or manager” is the person responsible for the administration of food services for a private school, charter school, tribal school, or public school district. The amendment also specifies that a private school, charter school, tribal school, or public school district complies with the bill as long as the school or school district has at least one certificate holder.

**SENATE AMENDMENT 1 TO SENATE AMENDMENT 1**

Senate Amendment 1 to Senate Amendment 1 removes the references in Senate Amendment 1 to tribal schools.

**BILL HISTORY**

Senator Olsen offered Senate Amendment 1 to 2015 Senate Bill 34 on March 11, 2015. Senator Olsen offered Senate Amendment 1 to Senate Amendment 1 on March 31, 2015. On May 20, 2015, the Senate Committee on Health and Human Services voted to recommend adoption of Senate Amendment 1 to Senate Amendment 1, and adoption of Senate Amendment 1, as amended, on votes of Ayes, 5; Noes, 0. On the same day, the committee voted to recommend passage of the bill, as amended, on a vote of Ayes, 5; Noes, 0.

BTL:jal