
Wisconsin Legislative Council

ACT MEMO



Prepared by: Andrea Brauer, Staff Attorney

December 2, 2019

2019 Wisconsin Act 60 [2019 Senate Bill 170]

Stands Operated by Minors

2019 Wisconsin Act 60 provides that a stand operated by a minor is not required to obtain a retail food establishment or food processing plant license from the Department of Agriculture, Trade, and Consumer Protection. The act further prohibits a local unit of government from banning, or requiring a permit or license for, a stand operated by a minor.

Under the act, a “stand operated by a minor” is a stand or other location at which goods, other than potentially hazardous food, are occasionally sold directly to consumers; that operates on a temporary, occasional basis; and that is operated solely by a person or persons under the age of 18 on private property with the permission of the property owner. “Potentially hazardous food” means a food that requires temperature control because it is in a form capable of supporting rapid and progressive growth of infectious or toxigenic microorganisms, growth and toxin production of *Clostridium botulinum*, or, in raw shell eggs, growth of *Salmonella enteritidis*.

Effective date: November 27, 2019

AB:mca;ksm