



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2013 Senate Bill 434	Senate Amendment 1
<i>Memo published: February 18, 2014</i>	<i>Contact: Laura Rose, Deputy Director (266-9791)</i>

2013 Senate Bill 434 requires that an individual must take a certification examination in order to receive a recertification in food protection practices. The bill also requires an individual who holds a restaurant permit to ensure that whenever food is being prepared, processed, or served at a restaurant, an individual who holds a food protection practices certification must be present. The following restaurants are exempt from this requirement:

- A restaurant with five or fewer food handlers (defined as food processors, preparers, or servers) working at the restaurant.
- The restaurant has had two consecutive inspections without a priority health violation subsequent to having a priority violation at each of two consecutive inspections.

Finally, the bill 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 certificates that is not found in the statutes.

Senate Amendment 1 amends the definition of “food handler” in the bill to exclude individuals who are engaged in the service of food. The amendment also allows the City of Milwaukee to enact an ordinance that complies with the requirements in the bill, except that the ordinance may allow individuals engaged in the service of food to be included in the definition of food handlers, as in the original bill.

Bill History

On February 14, 2014, the Senate Committee on Health and Human Services recommended adoption of Senate Amendment 1, and passage of the bill, as amended, on successive votes of Ayes, 5; Noes, 0.

LR:ksm