



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-1342/1  
SWB:jld:rs

## 2015 ASSEMBLY BILL 37

February 17, 2015 - Introduced by Representatives PETRYK, KREMER, ALLEN, DANOU, EDMING, GENRICH, KAHL, KOLSTE, KRUG, KULP, T. LARSON, MURSAU, A. OTT, POPE, RIEMER, ROHRKASTE, SINICKI, SPIROS, STEFFEN, SUBECK and TAUCHEN, cosponsored by Senators OLSEN, L. TAYLOR, BEWLEY and HARRIS DODD. Referred to Committee on State Affairs and Government Operations.

1     **AN ACT to create** 254.71 (1m) of the statutes; **relating to:** requiring certain  
2           persons to hold certificates of food protection practices in order to operate  
3           certain school lunchrooms participating in the National School Lunch  
4           Program.

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### *Analysis by the Legislative Reference Bureau*

Under current law, no person may conduct, maintain, manage, or operate a restaurant unless the operator or manager of the restaurant holds a valid certificate of food protection practices (FPP certificate) issued by the Department of Health Services (DHS). Current law defines "restaurant" to include any public or private school lunchroom for which food service is provided by contract, but excludes from the definition of "restaurant" any public or private school lunchroom for which food service is directly provided by the school. A person may obtain an FPP certificate by satisfactorily completing an examination that is approved by DHS and allows an individual to demonstrate basic knowledge of food protection practices or by achieving comparable compliance. An FPP certificate is valid for five years and may be renewed if the holder of the FPP certificate satisfactorily completes an approved examination.

This bill provides that no person may conduct, maintain, manage, or operate a school lunchroom that is in a school that is participating in the federal National School Lunch Program and for which food service is directly provided by the school unless the operator or manager of the lunchroom, or his or her designee, holds a valid FPP certificate issued by DHS.

