

2005 DRAFTING REQUEST

Bill

Received: 03/03/2005

Received By: **dkennedy**

Wanted: **As time permits**

Identical to LRB:

For: **Barbara Gronemus (608) 266-7015**

By/Representing: **Alyssa Knutson (aide)**

This file may be shown to any legislator: **NO**

Drafter: **dkennedy**

May Contact:

Addl. Drafters:

Subject: **Health - public health
Agriculture - food safety**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Gronemus@legis.state.wi.us**

Carbon copy (CC:) to: **robin.ryan@legis.state.wi.us**

Pre Topic:

No specific pre topic given

Topic:

Exempt potlucks from public health laws, DATCP requirements

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	dkennedy 04/14/2005	kfollett 04/16/2005		_____			S&L
/1			rschluet 04/18/2005	_____	lemery 04/18/2005		S&L
/2	dkennedy 04/26/2005	kfollett 04/26/2005	jfrantze 04/26/2005	_____	lnorthro 04/26/2005	lemery 05/23/2005	

FE Sent For:

<END>

2005 DRAFTING REQUEST

Bill

Received: **03/03/2005**

Received By: **dkennedy**

Wanted: **As time permits**

Identical to LRB:

For: **Barbara Gronemus (608) 266-7015**

By/Representing: **Alyssa Knutson (aide)**

This file may be shown to any legislator: **NO**

Drafter: **dkennedy**

May Contact:

Addl. Drafters:

Subject: **Health - public health
Agriculture - food safety**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Gronemus@legis.state.wi.us**

Carbon copy (CC:) to: **robin.ryan@legis.state.wi.us**

Pre Topic:

No specific pre topic given

Topic:

Exempt potlucks from public health laws, DATCP requirements

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	dkennedy 04/14/2005	kfollett 04/16/2005		_____			S&L
/1			rschluet 04/18/2005	_____	lemery 04/18/2005		S&L
/2	dkennedy 04/26/2005	kfollett 04/26/2005	jfrantze 04/26/2005	_____	lnorthro 04/26/2005		

FE Sent For:

<END>

2005 DRAFTING REQUEST

Bill

Received: 03/03/2005

Received By: dkennedy

Wanted: As time permits

Identical to LRB:

For: Barbara Gronemus (608) 266-7015

By/Representing: Alyssa Knutson (aide)

This file may be shown to any legislator: NO

Drafter: dkennedy

May Contact:

Addl. Drafters:

Subject: **Health - public health
Agriculture - food safety**

Extra Copies:

Submit via email: YES

Requester's email: **Rep.Gronemus@legis.state.wi.us**

Carbon copy (CC:) to: **robin.ryan@legis.state.wi.us**

Pre Topic:

No specific pre topic given

Topic:

Exempt potlucks from public health laws, DATCP requirements

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	dkennedy 04/14/2005	kfollett 04/16/2005		_____			S&L
/1		12/15/05 4/26	rschluet 04/18/2005	_____	lemery 04/18/2005		

FE Sent For:

[Handwritten signature]
4/26
<END>

2005 DRAFTING REQUEST

Bill

Received: **03/03/2005**

Received By: **dkennedy**

Wanted: **As time permits**

Identical to LRB:

For: **Barbara Gronemus (608) 266-7015**

By/Representing: **Alyssa Knutson (aide)**

This file may be shown to any legislator: **NO**

Drafter: **dkennedy**

May Contact:

Addl. Drafters:

Subject: **Health - public health
Agriculture - food safety**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Gronemus@legis.state.wi.us**

Carbon copy (CC:) to: **robin.ryan@legis.state.wi.us**

Pre Topic:

No specific pre topic given

Topic:

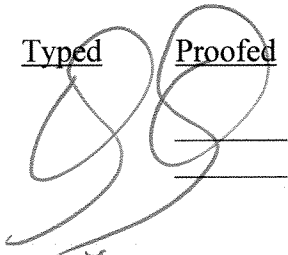
Exempt potlucks from public health laws, DATCP requirements

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
--------------	----------------	-----------------	--------------	----------------	------------------	-----------------	-----------------

/?	dkennedy	1/1 kjf 4/1/06		_____	_____	_____	_____
----	----------	-------------------	-------------------------------------------------------------------------------------	-------	-------	-------	-------

FE Sent For:

4185

<END>

3/1/05

Elicia
Rep. Gronemus'
Office

Section #. 254.61 (5) of the statutes is amended to read:

254.61 (5) "Restaurant" means any building, room or place where meals are prepared or served or sold to transients or the general public, and all places used in connection with it and includes any public or private school lunchroom for which food service is provided by contract. "Meals" does not include soft drinks, ice cream, milk, milk drinks, ices and confections. "Restaurant" does not include:

(a) Taverns that serve free lunches consisting of popcorn, cheese, crackers, pretzels, cold sausage, cured fish or bread and butter.

(b) Churches, religious, fraternal, youths' or patriotic organizations, service clubs and civic organizations which occasionally prepare, serve or sell meals to transients or the general public.

(c) Any public or private school lunchroom for which food service is directly provided by the school, or a private individual selling foods from a movable or temporary stand at public farm sales.

(d) Any bed and breakfast establishment that serves breakfasts only to its lodgers.

(e) The serving of food or beverage through a licensed vending machine.

(f) Any college campus, as defined in s. 36.05 (6m), institution as defined in s. 36.51 (1) (b) or technical college that serves meals only to the students enrolled in the college campus, institution or school or to authorized elderly persons under s. 36.51 or 38.36.

(g) A concession stand at a locally sponsored sporting event, such as a little league game.

History: 1973 c. 190; 1975 c. 189; 1975 c. 413 s. 13; Stats. 1975 s. 50.50; 1983 a. 163, 189, 203, 538; 1985 a. 135; 1987 a. 27, 307; 1989 a. 269, 354, 359; 1993 a. 27 s. 65; Stats. 1993 s. 254.61; 1993 a. 399; 1997 a. 27, 237; 1999 a. 135.

Possibly also include:

{ and parent-teacher organizations,
senior center, senior citizen
organization potlucks

?
family day care
organization
family day care
home
↑
Not in this state?

Debra Kennedy

Potluck Exemption

① Exempt from Food safety laws and

Rules of DMFS and DATCP ANY potlucks

conducted by the following:

Religious, fraternal, non-profit, charitable,

School, patriotic, senior citizen organizations

AND senior centers, family day care homes, group

family homes or family reunions.

② PROVIDED :

— There is no charge for any food or beverage
at the event

— There is no compensation provided to people
conducting or assisting the event nor anyone
providing food for the event.

— There is no admission charge to attend
the event.

Kennedy, Debora

From: Cross, William
Sent: Thursday, March 03, 2005 4:35 PM
To: Kennedy, Debora
Subject: Potluck Legislation

Debra-

Thanks for the time you took with me the other day. I've spoken to Bill further about this. Attached is a document having the intent and a definition of potlucks as Bill and I envision the legislation. Feel free to contact Bill with any questions or further recommendations as I am not back into the office until Tuesday.

Thank you!

Alyssa Knutson
Legislative Intern
Office of Representative Gronemus



Potluck
Legislation.doc

Legislative Intent:

Exempt potlucks from all food safety and licensure rules of HFS and DATCP

Potluck under this section shall be defined as:

(1) An event that is free of charge that the attendees bring food and beverages to be shared that is prepared and served at no charge to attendees; (2) there is no compensation provided to those conducting or assisting the event nor anyone providing food and beverages for the event; (3) and the event is sponsored by churches, religious, fraternal, youth's or patriotic organizations, service clubs and civic organizations, taverns, parent-teacher organizations, senior citizen centers and organizations, and adult daycare centers.

From Bill Cross: Two incidents:
Orchard Ridge Lutheran Church
Arcadia High School

From Liz Temple, Eval. Training Officer, Bur of Env. Health
6-8018:

① May be local ordinance

② For church:

Wd. appear to be exempt under s. 254.61 (5)(b),
but may have exceeded "occasional"

HFS 196 Appendix

1-201.10 (49m) "Occasional" means not more than
3 days during any 12-month
period

③ For Arcadia High School:

Falls w/in def. of "Restaurant" in
s. 254.61 (5), stat., bec of definition
of "general public" in
1-201.10 (35m)(intro.) + (a)

Pierce County - Carolyn Hodgson
715-273-6756
chodgson@co.pierce
wis.us

Trappelean - Christine Hovell
715-538-2311
ext. 226

Pepin - Sue Kuffenauer
(
715-672-5961

Buffalo
Donna Ferry
donna.ferry@
buffalocounty.com
608-685-4412



(In edit 4/14) other
State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-2341/71

DAK: *gjf*

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

Gen

1 AN ACT ...; **relating to:** excepting pot luck events from the public health
2 regulation of restaurants.

Analysis by the Legislative Reference Bureau

Under current law relating to public health, the Department of Health and Family Services and local health departments annually issue permits to and otherwise regulate restaurants. A "restaurant" is defined to mean any building, room, or place where meals are prepared, served, or sold to transients or the general public. The definition has numerous exceptions, including free lunches from taverns; occasional meals prepared, served, or sold by churches, certain organizations, and service clubs; public or private school lunchrooms; stands at public farm sales; and licensed vending machines.

This bill expands the exceptions to the definition of "restaurant" under the public health laws to include potluck events, as defined in the bill.

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 254.61 (3m) of the statutes is created to read:

4 254.61 (3m) "Pot luck event" means an event to which all of the following apply:

Kennedy, Debora

From: ALYSSA NICOLE KNUTSON [anknutson@wisc.edu]
Sent: Tuesday, April 26, 2005 3:12 PM
To: Kennedy, Debora
Subject: LRB-2341/1 Save the Potluck Bill

Debora,

The Potluck Bill looks wonderful! The only change that we'd like is to make sure the word potluck shows up as one word. Once potluck is used as one word, but the rest of the times it shows up as two words. In the Merriam-Webster Dictionary the word potluck appears as one word. Could you please change the draft so it reads "potluck" instead of "pot luck?"

Thank you so much for all your hard work!

Alyssa Knutson
Legislative Intern
Representative Gronemus' Office
608-266-7015



2005 BILL

Regen

- 1 AN ACT *to create* 254.61 (3m) and 254.61 (5) (h) of the statutes; **relating to:**
2 excepting pot luck events from the public health regulation of restaurants.

Analysis by the Legislative Reference Bureau

Under current law relating to public health, the Department of Health and Family Services and local health departments annually issue permits to and otherwise regulate restaurants. A "restaurant" is defined to mean any building, room, or place where meals are prepared, served, or sold to transients or the general public. The definition has numerous exceptions, including free lunches from taverns; occasional meals prepared, served, or sold by churches, certain organizations, and service clubs; public or private school lunchrooms; stands at public farm sales; and licensed vending machines.

This bill expands the exceptions to the definition of "restaurant" under the public health laws to include potluck events, as defined in the bill.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 3 SECTION 1. 254.61 (3m) of the statutes is created to read:
4 254.61 (3m) "Pot luck event" means an event to which all of the following apply:

BILL

1 (a) Attendees of the event provide food and beverages to be shared with other
2 attendees and consumed at the event.

3 (b) No compensation is provided to any person who conducts or assists in
4 providing the event or who provides food and beverages to be shared at the event, and
5 no compensation is paid by any person for consumption of food or beverages at the
6 event.

7 (c) The event is sponsored by a church; religious, fraternal, youth, or patriotic
8 organization or service club; civic organization; tavern; parent-teacher
9 organization; senior citizen center or organization; or adult day care center.

10 **SECTION 2.** 254.61 (5) (h) of the statutes is created to read:

11 254.61 (5) (h) A pot luck event.

12 (END)

Emery, Lynn

From: Emery, Lynn
Sent: Friday, May 13, 2005 11:28 AM
To: Rep.Gronemus
Subject: LRB 05-2341/2 (attached as requested)



05-2341/2

Lynn Emery
Program Assistant
Legislative Reference Bureau
608-266-3561
lynn.emery@legis.state.wi.us

Emery, Lynn

From: Cross, William
Sent: Monday, May 23, 2005 1:35 PM
To: Emery, Lynn
Subject: BILL JACKET REQUEST.

Lynn:

Could you please "Jacket" LRB1215/1 and LRB2341/1 for Rep. Gronemus and send to the office.

Many Thanks!

BILL CROSS
Office of Rep. Barbara Gronemus