

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

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RLR:kjf:md

July 6, 2009

Jeff Kostelic:

This redraft authorizes DHS to promulgate an emergency rule establishing criteria for approving an examination for renewal of a food protection practices certificate without providing evidence that an emergency rule is necessary and without making a finding of emergency. Please note that DHS rules for restaurants already establish criteria for approval of a written examination on food protection practices. See DHS 196 Appendix (Wisconsin Food Code) 12-301.11. The rule on examination criteria does not specify that it applies only to an examination for initial certification, so it may also apply to an examination for renewal.

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