

2014 -- S 3140

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LC006025
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2014

A N A C T

RELATING TO FOOD AND DRUGS - SANITATION IN FOOD ESTABLISHMENTS

Introduced By: Senator William J. Conley

Date Introduced: June 20, 2014

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 21-27-10 of the General Laws in Chapter 21-27 entitled "Sanitation
2 in Food Establishments" is hereby amended to read as follows:

3 **21-27-10. Registration of food businesses.** -- (a) No person shall operate a food business
4 as defined in ~~section~~ §21-27-1(8) unless he or she annually registers the business with the state
5 director of health; provided, that food businesses conducted by nonprofit organizations, hospitals,
6 public institutions, farmers markets, roadside farmstands, or any municipality shall be exempt
7 from payment of any required fee.

8 (b) In order to set the registration renewal dates so that all activities for each
9 establishment can be combined on one registration instead of on several registrations, the
10 registration renewal date shall be set by the department of health. The registration period shall be
11 for twelve (12) months commencing on the registration renewal date, ~~and the~~ Any renewal
12 registration fee shall be at the full, annual rate regardless of the date of renewal. Any fee for a
13 first time application shall have the registration rate pro-rated based upon the ~~application or the~~
14 date of issuance of registration. If the registration renewal date is changed, the department may
15 make an adjustment to the fees of registered establishments, not to exceed the annual registration
16 fee, in order to implement the changes in registration renewal date. Registrations issued under this
17 chapter may be suspended or revoked for cause. Any registration or license shall be posted in a
18 place accessible and prominently visible to an agent of the director.

19 (c) Registration with the director of health shall be based upon satisfactory compliance

1 with all laws and regulations of the director applicable to the food business for which registration
2 is required.

3 (d) The director of health is authorized to adopt regulations necessary for the
4 implementation of this chapter.

5 (e) Classification for registration shall be as follows:

6 (1) In-state and out-of-state food processors that sell food in Rhode Island (Wholesale)

7 (2) Food processors (Retail)

8 (3) Food service establishments:

9 (i) 50 seats or less

10 (ii) More than 50 seats

11 (iii) Mobile food service units

12 (iv) Industrial caterer or food vending machine commissary

13 (v) Cultural heritage educational facility

14 (4) Vending machine sites or location:

15 (i) Three (3) or less machines

16 (ii) Four (4) to ten (10) machines

17 (iii) Eleven (11) or more machines

18 (5) Retail markets:

19 (i) 1 to 2 cash registers

20 (ii) 3 to 5 cash registers

21 (iii) 6 or more cash registers

22 (6) Retail food peddler (meat, seafood, dairy, and frozen dessert products)

23 (7) Food warehouses

24 (f) In no instance, where an individual food business has more than one activity eligible
25 under this chapter for state registration within a single location, shall the business be required to
26 pay more than a single fee for the one highest classified activity listed in subsection (e) of this
27 section; provided, that, where several separate but identically classified activities are located
28 within the same building and under the management and jurisdiction of one person, one fee shall
29 be required. In each of the instances in this subsection, each activity shall be separately registered.

30 (g) Fees for registration of the above classifications shall be as set forth in ~~section~~ §23-1-
31 54.

32 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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- 1 This act would establish a procedure for the initial payment and renewal registration fees
- 2 for the operation of a food business.
- 3 This act would take effect upon passage.

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