Food Safety Legislation Enacted 2016

Compiled By Morgan Simpson
July 28, 2016

During the 2015-2016 legislative session, 78 bills relating to food safety were enacted or adopted. In total, 24 states passed legislation on the subject: AL (1), AZ (4), CA (12), CO (2), CT (1), FL (3), HI (4), ID (2), IL (3), IN (2), ME (3), MI (6), MN (1), NC (1), NE (2), NH (1), OH (1), OK (3), RI (1), TN (1), UT (2), VA (1), VT (3), WA (6), WI (4), WV (1).

The popular legislative topics included milk and dairy (8), animal feed and animal antimicrobials (3), food facilities (12), cottage foods and farmer’s markets (15), dietary supplements (2), eggs (1), general food safety (12), and marketing (3).

Aside from the enacted bills, another 168 bills relating to food safety were proposed that either failed or are still pending.

Milk and Dairy

Due to the spoliation and disease associated with raw milk and dairy products, it is very important for the public health and safety that the products be regulated. During this term, 8 bills relating to the subject were passed: IL (1), ME (1), MI (1), UT (1), VT (1), WA (1), WV (1), WI (1). The bills cover the production, distribution, and inspection of dairy products.

IL S 1228

SPONSOR: Silverstein [D]
TITLE: Grade A Pasteurized Milk and Milk Products Act
INTRODUCED: 02/11/2015
ENACTED: 08/06/2015
DISPOSITION: Enacted
LOCATION: Chaptered
PUBLIC ACT: 304
SUMMARY: Amends the Grade A Pasteurized Milk and Milk Products Act; provides that milk as defined in the Act shall be labeled in accordance with the current Grade A Pasteurized Milk Ordinance as adopted by the United States Public Health Service Food and Drug Administration; includes unpasteurized milk sold in accordance with existing law and specified
rules.

**STATUS:** 08/06/2015 Signed by GOVERNOR. 08/06/2015 Public Act No. 304

**ME H 1072**

**AUTHOR:** Hickman [D]

**TITLE:** Milk Commission

**INTRODUCED:** 02/01/2016

**ENACTED:** 03/29/2016

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 72

**SUMMARY:** Provides for legislative review of portions of Chapter 26: Producer Margins, a major substantive rule of the Maine Milk Commission that was filed outside the legislative rule acceptance period.

**STATUS:** 03/29/2016 Became law without GOVERNOR'S signature. 03/29/2016 Resolve No. 72

**MI S 139**

**SAME AS:** MI H 4202

**SPONSOR:** Colbeck [R]

**TITLE:** School Meal Programs

**INTRODUCED:** 02/18/2015

**ENACTED:** 06/03/2015

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**PUBLIC ACT:** 42

**SUMMARY:**
Relates to school meal programs; provides that the board of a school district or board of directors of a public school academy may charge a fee for meals or milk, not to exceed the actual average daily cost, including necessary supervision, of the meal or milk and accessories, less the amount of food and financial assistance received by the board or board of directors for the meal or milk; provides for confidentiality of eligibility information; provides for student and parent participation in evaluations.

**STATUS:**
06/03/2015 Signed by GOVERNOR.
06/03/2015 Public Act No. 42

**UT H 194**

**AUTHOR:** Anderegg [R]

**TITLE:** Milk Sales Amendments

**INTRODUCED:** 01/25/2016

**ENACTED:** 03/30/2016

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 402

**SUMMARY:**
Modifies provisions governing the sale of raw milk; allows a producer who sells raw milk at a self-owned retail store to also offer pasteurized milk for sale at the same location; makes technical changes.

**STATUS:**
04/01/2016 Chaptered. Chapter No. 402

**VT H 484**

**AUTHOR:** Agriculture and Forest Products Cmt

**TITLE:** Agricultural Practices

**INTRODUCED:** 03/13/2015
ENACTED: 05/28/2015
DISPOSITION: Enacted
LOCATION: Chaptered
ACT: 39
SUMMARY: Amends agricultural practices, waste management grants, agricultural water quality assistance programs, funds for water quality initiatives, nutrient management plans, disease testing, permits for large farm operations, water use, crop rotation, forest product enterprises and dairy producer requirements regarding drug residue in milk or tissue; creates a Working Lands Enterprise Board and a program; provides membership and the powers and duties of the board; creates a Animal Shelter Working Group.
STATUS: 06/04/2015 Act No. 39

WA S 5015

AUTHOR: Honeyford [R]
TITLE: Dairy Inspection Program Assessment Expiration Date
INTRODUCED: 01/12/2015
ENACTED: 06/10/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 5
SUMMARY: Extends the dairy inspection program assessment expiration date.
STATUS: 06/10/2015 Signed by GOVERNOR.
06/10/2015 1st Special Session Chapter No. 5

WV S 387

SPONSOR: Karnes [R]
TITLE: Shared Animal Ownership Agreements to Consume Raw Milk
INTRODUCED: 01/25/2016
ENACTED: 03/03/2016
DISPOSITION: Enacted
LOCATION: Chaptered
ACT: 6
SUMMARY: Relates to shared animal ownership agreements to consume raw milk; permits a written shared animal ownership agreement to consume raw milk; requires animal ownership agreement to be be signed, executed and be filed with the Commissioner of Agriculture; requires the herd seller to meet the animal health requirements for milk-producing; prohibits sale of raw milk; requires any illness related to consuming raw milk to be reported; imposes an administrative penalty for violations.
STATUS: 05/13/2016 Act No. 6

WI S 512
SEE ALSO: WI A 645
AUTHOR: Moulton [R]
TITLE: Dairy Plants and Food Processing Plants
Animal Feed/ Antimicrobial

The regulation of the feed and antibiotics provided to livestock is very important, because an overexposure to antibiotics can create antibiotic resistant bacteria that can be passed on to humans. In total, three bills relating to animal feed and antibiotics were passed during the 2015-2016 legislative session. California (2) and Utah (1) both passed bills relating to the subject. The bills respectively prohibit the use of antibiotics in animals unless prescribed by a licensed veterinarian and modifies animal enclosure requirements.

CA S 27

AUTHOR: Hill [D]
TITLE: Livestock: Use of Antimicrobial Drugs
INTRODUCED: 12/01/2014
ENACTED: 10/10/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 758
SUMMARY:

Prohibits the administration of medically important antimicrobial drugs to livestock unless prescribed by a licensed veterinarian or a feed directive. Prohibits the administration of a medically important antimicrobial drug to livestock solely for purposes of promoting weight gain or improving feed efficiency. Requires the development of stewardship guidelines and best practices on the proper use of such drugs. Requires gathering of related information. Provides civil penalties for violations.

STATUS:
10/10/2015 Chaptered by Secretary of State. Chapter No. 758

CA S 770

AUTHOR: Mendoza [D]
TITLE: Department of Food and Agriculture: Medicated Feed
INTRODUCED: 02/27/2015
ENACTED: 10/11/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 806
SUMMARY:

Requires the Department of Food and Agriculture to continue to be the primary regulatory agency over medicated feed, responsible for regulating medicated
feed quality assurance and safety, and enforcing certain handling and inspecting requirements. Vests with the Department primary responsibility over ingredients and the sale of feed that is subject to veterinarian oversight.

STATUS:
10/11/2015 Chaptered by Secretary of State. Chapter No. 806

UT H 211

AUTHOR: Perry [R]
TITLE: Agriculture and Livestock
INTRODUCED: 01/26/2016
ENACTED: 03/17/2016
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 18
SUMMARY: Amends and enacts provisions related to agriculture and livestock; amends the duties of the State Veterinarian; modifies definitions; enacts provisions related to certain animal enclosures and fences; makes technical changes.

STATUS:
04/01/2016 Chaptered. Chapter No. 18

Food Facilities

Due to the trust the public places in the facilities that make and serve them food, it is important that these facilities are clean, use proper sanitization methods, and are properly inspected for health and safety concerns. During the 2015-2016 legislative term, 12 bills relating to the subject were passed: CA (2), CO (1), FL (1), IL (1), IN (1), MI (1), VA (1), WA (2), WI (2).

CA A 143

AUTHOR: Wood [D]
TITLE: Food Facilities
INTRODUCED: 01/12/2015
ENACTED: 08/11/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 164
SUMMARY: Excludes from the definition of food facility a premises set aside for wine tasting that offers pretzels or prepackaged nonpotentially hazardous food for sale or for onsite consumption. Limits the food display area in premises set aside for wine tasting. Subjects those premises to specified provisions of the Retail Food Code. Limits the definition of community event. Limits an exception for providing clean toilet facilities to food facilities in operation since a specified date.

STATUS:
08/11/2015 Signed by GOVERNOR.
08/11/2015 Chaptered by Secretary of State. Chapter No. 164

CA A 226

AUTHOR: Atkins [D]
TITLE: Retail Food Safety: Fishermen's Markets
INTRODUCED: 02/03/2015
ENACTED: 10/08/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 615
SUMMARY: Creates a new type of nonpermanent food facility, defined as a fisherman's market, that would be a food facility operated by a licensed commercial fisherman, or an entity representing specified fishermen or aquaculturists. Imposes food safety and sanitation requirements upon such market. Authorizes only a specified licensee or specified entity to act as responsible person and sole permitholder of such market.

STATUS: 10/08/2015 Chaptered by Secretary of State. Chapter No. 615

CO H 1401
SPONSOR: Becker KC [D]
TITLE: Retail Food Establishment Licensure and Inspection
INTRODUCED: 03/24/2016
ENACTED: 06/09/2016
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 367
SUMMARY: Concerns the regulation of retail food establishments; increases annual license fees for retail food establishments; creates a new fee category for retail food establishments that sell a limited range of specified foods; limits the annual license fee exemption; requires the Department of Health and Environment to create a uniform system to communicate health inspection results to the public and sets limitations on the development of the uniform system.

STATUS: 06/15/2016 Session Law Chaptered. Chapter No. 367

FL H 633
IDENTICAL: FL S 764
AUTHOR: Raulerson [R]
TITLE: Public Food Service Establishments
INTRODUCED: 01/12/2016
ENACTED: 03/24/2016
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 2016-86
SUMMARY: Relates to public food service establishments; revises definition of term public food service establishment to exclude certain events; clarifies that a food service license is not required to be obtained if an event is excluded under the definition of the term public food service establishment.

STATUS: 03/24/2016 Signed by GOVERNOR.
03/24/2016 Filed as Chapter No. 2016-86

IL S 46
SPONSOR: Martinez [D]
TITLE: Food Handling Regulation Enforcement Act
INTRODUCED: 01/15/2015
ENACTED: 07/16/2015
DISPOSITION: Enacted
LOCATION: Chaptered
PUBLIC ACT: 62
SUMMARY:
Amends the Food Handling Regulation Enforcement Act; provides that any individual seeking a food service sanitation manager certificate or a food service sanitation manager instructor certificate must receive a passing score on the examination set by the certification exam provider accredited under standards developed and adopted by the Conference for Food Protection or its successor organization; provides for the approval of the training program of certain multi-state businesses.

**STATUS:**
07/16/2015  Signed by GOVERNOR.
07/16/2015  Public Act No. 62

**IN H 1267**

**AUTHOR:** Lehe [R]
**TITLE:** Meat Preparation Establishments
**INTRODUCED:** 01/11/2016
**ENACTED:** 03/21/2016
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**PUBLIC LAW:** 80-2016
**SUMMARY:**
Relates to the sale of various meats; provides that a food establishment may not sell or serve a meat product, poultry, or game animal that is intended for human food unless certain inspections have been conducted under the State Inspection Program; allows the State Department of Health to adopt rules that specify inspection, registration, handling, and processing requirements of food intended for use as human food.

**STATUS:**
03/23/2016  Public Law No. 80-2016

**MI H 4017**

**SPONSOR:** Farrington [R]
**TITLE:** Food and Drink Processing
**INTRODUCED:** 01/15/2015
**ENACTED:** 06/03/2015
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**PUBLIC ACT:** 41
**SUMMARY:**
Codifies the licensure and regulation of persons engaged in processing, manufacturing, production, packing, preparing, repacking, canning, preserving, freezing, fabricating, storing, selling, serving, or offering for sale food or drink for human consumption; delegates powers to local governments; regulates labeling, manufacture, distribution and sale of food to prevent fraud and deception; provides immunity for farmers, wholesalers, retail food establishments and collectors of donated food.

**STATUS:**
06/03/2015  Signed by GOVERNOR.
06/03/2015  Public Act No. 41

**VA S 515**

**AUTHOR:** McPike [D]
**TITLE:** Mobile Food Vending in Planning District 8
**INTRODUCED:** 01/13/2016
**ENACTED:** 04/20/2016
**DISPOSITION:** Enacted
LOCATION: Chaptered
CHAPTER: 765
SUMMARY:
Relates to mobile food vending in commuter lots in Planning District 8; relates to fees; relates to security cameras; allows mobile food vending units to apply for a permit and pay a fee with the Department of Transportation that would allow them to sell food in commuter lots in Planning District 8; states that the Department would use the fees to pay for security cameras and increase security in such commuter lots; provides that the bill also requires the Department to publish the permit application.

STATUS:
04/20/2016 Acts of Assembly. Chapter No. 765

WA H 1342
AUTHOR: Bergquist [D]
TITLE: Sale of Cider in Microbrewery Tasting Rooms
INTRODUCED: 01/16/2015
ENACTED: 04/21/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 42
SUMMARY:
Permits the sale of cider in microbrewery tasting rooms.

STATUS:
04/21/2015 Signed by GOVERNOR.
04/21/2015 Chapter No. 42

WA S 5280
COMPANION: WA H 1198
AUTHOR: Kohl-Welles [D]
TITLE: Sale of Beer and Cider by Grocery Store Licensees
INTRODUCED: 01/16/2015
ENACTED: 05/07/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 192
SUMMARY:
Relates to the sale of beer and cider not to be consumed on the premises by grocery store licensees; provides for an endorsement to permit the sale of beer and cider in a sanitary container brought to the premises by the purchaser; provides that a person may not use an electronic benefit transfer card for the purchase of any product authorized for sale under this section.

STATUS:
05/07/2015 Signed by GOVERNOR.
05/07/2015 Chapter No. 192

WI A 17
SEE ALSO: WI S 12
AUTHOR: August [R]
TITLE: Renewal of a Certificate of Food Protection Practices
INTRODUCED: 01/28/2015
ENACTED: 04/08/2015
DISPOSITION: Enacted
LOCATION: Chaptered
ACT: 9
SUMMARY:
Relates to renewal of a certificate of food protection practices for certificate holders that operate or manage a restaurant employing a specified number of food handlers.
STATUS:
04/08/2015 Signed by GOVERNOR.
04/08/2015 Act No. 9

SEE ALSO:
WI S 34
AUTHOR:
Petryk [R]
TITLE:
Certificates of Food Protection Services
INTRODUCED:
02/17/2015
ENACTED:
07/01/2015
DISPOSITION:
Enacted
LOCATION:
Chaptered
ACT:
46

SUMMARY:
Requires food service persons to hold certificates of food protection practices in order to operate or manage school lunchrooms participating in the National School Lunch Program; includes a private school, charter school or school district.
STATUS:
07/01/2015 Signed by GOVERNOR.
07/01/2015 Act No. 46

Cottage Foods/ Farmer’s Markets

As society has pushed for more natural and fresh food, Farm to Home or Farm to Table have become increasingly popular. As such, it is very important that the fresh produce and food sold at the farmer’s markets are safe for public consumption and are properly stored as to prevent food borne illnesses and disease. During the 2015-2016 legislative term, 15 bills related to the subject were enacted: AZ (1), CA (2), CO (1), CT (1), HI (1), IL (1), MI (1), NC (1), NH (2), OH (1), TN (1), WA (2).

AZ H 2341

AUTHOR:
Townsend [R]
TITLE:
Potlucks and Regulation
INTRODUCED:
01/14/2016
ENACTED:
03/18/2016
DISPOSITION:
Enacted
LOCATION:
Chaptered
CHAPTER:
54
SUMMARY:
Relates to potlucks; relates to regulation exemption; repeals provisions regarding such events that take place at a workplace.
STATUS:
03/18/2016 Chapter No. 54

CA A 234

AUTHOR:
Gordon [D]
TITLE:
Food: Sale
INTRODUCED:
02/04/2015
ENACTED:
10/08/2015
DISPOSITION:
Enacted
LOCATION: Chaptered
CHAPTER: 616
SUMMARY:
Authorizes a community food producer to sell or provide whole uncut fruits or vegetables, or unrefrigerated shell eggs, directly to the public and authorizes a permitted food facility, cottage food operation or gleaner to sell or provide the same food produced by a community food producer directly to the public without registration or to donate the same food to a food bank or food kitchen without registration. Requires record keeping. Amends registration provisions. Provides exceptions.
STATUS:
10/08/2015 Chaptered by Secretary of State. Chapter No. 616

CA A 774

AUTHOR: Levine [D]
TITLE: Alcoholic Beverages: Farmers' Market: Tasting
INTRODUCED: 02/25/2015
ENACTED: 07/15/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 107
SUMMARY:
Requires a certified farmers' market sales permit issued to a licensed beer manufacturer to allow an instructional tasting event on the subject of beer at a certified farmers' market, under specified conditions. Relates to donated beer. Authorizes certain nonprofit corporations to receive and possess beer under certain circumstances. Relates to the issuance of a special temporary on-sale or off-sale license to sell beer.
STATUS:
07/15/2015 Signed by GOVERNOR.
07/15/2015 Chaptered by Secretary of State. Chapter No. 107

CO S 58

SPONSOR: Hill [R]
TITLE: Farm To Consumer Sales
INTRODUCED: 01/19/2016
ENACTED: 05/04/2016
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 158
SUMMARY:
Exempts certain food producers from licensure, inspection, and other regulation for certain transactions that occur directly between the producer and an informed end consumer; provides that an informed end consumer assumes the risks inherent in the purchase, use, or ingestion of the food purchased under such exemption and is legally responsible for all damage, injury, or death that may result; makes changes regarding the Cottage Foods Act and exemptions from federal inspection for certain poultry producers.
STATUS:
05/04/2016 Signed by GOVERNOR.
05/04/2016 Session Law Chaptered. Chapter No. 158

CT S 230

INTRODUCER: Joint Environment
TITLE: Farmers' Markets, Dock Siting, and Noise-Making Devices
INTRODUCED: 02/24/2016
Requires authorized farmers' markets to maintain certain records of operation; provides for the submission and requirements of farmers' market assurances, the use of biodegradable microbeads in personal care products, the responsibilities of animal control officers, restrictions on the planting of bamboo, procedures for permits or license applications made to the Commissioner of Energy and Environmental Protection, siting of docks and structures and use of noise-making devices for agricultural purposes.

Establishes a permanent good agricultural practices program for farms growing local agricultural food products; includes field management, proper hygiene, water quality for irrigation and produce rinse, agricultural chemicals, use of animal manure, pest and on-farm animal management, pesticides, fertilizer, soil amendment use, packing-shed operations and maintenance and product trackback.

Amends the Food Handling Regulation Enforcement Act; provides that a home kitchen operation does not include a person who produces or packages non-potentially hazardous baked goods for sale by a religious, charitable, or nonprofit organization for fundraising purposes; adds additional requirements in order to qualify as a home kitchen operation; makes changes concerning the jurisdiction of the local governing body over home kitchen operations; requires certain food packages to have a specified label.
MI S 144

SPONSOR: Casperson [R]
TITLE: Food Inspection Exemptions
INTRODUCED: 02/18/2015
ENACTED: 10/13/2015
DISPOSITION: Enacted
LOCATION: Chaptered
PUBLIC ACT: 142
SUMMARY: Provides for exemption from inspection and managerial certification requirements if serving low-risk foods; defines relevant terms; specifies requirements and provisions related to food safety managers, the American National Standards Institute, specified food service establishments, vending machines, public health risk assessments, consultations, food safety education and operational reviews.
STATUS: 10/13/2015 Signed by GOVERNOR. 10/13/2015 Public Act No. 142

NC S 7

AUTHOR: Tillman [R]
TITLE: Food Stands
INTRODUCED: 02/02/2015
ENACTED: 06/24/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER #: 2015-104
SUMMARY: Allows food stands to provide additional tables and chairs for customers to use while consuming drinks or food upon the premises without evaluation of the sanitary sewer system; authorizes pushcarts or mobile food units to prepare and serve food on the premises, provided the food is from a commissary or restaurant containing a specified number of permanent seats; establishes that raw meat, poultry and fish shall be prepared in a permitted commissary or restaurant in a preportioned or ready-to-cook form.
STATUS: 06/24/2015 Signed by GOVERNOR.
06/24/2015 Session Law Number 2015-104

NH H 200

AUTHOR: Brown R [D]
TITLE: Homestead Food Operation Sales
INTRODUCED: 01/08/2015
ENACTED: 06/05/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 2015-84
SUMMARY: Allows homestead food operations exempt from licensure to sell homestead food products at retail food stores; requires that such food products be labeled with specified information.
STATUS: 06/05/2015 Signed by GOVERNOR.
06/05/2015 Chapter No. 2015-84

NH H 499

AUTHOR: Chandler [R]
TITLE: Sale of Bison Meat

NATIONAL CONFERENCE OF STATE LEGISLATURES 12
Permits farmers of the state to sell farm raised bison directly to the public; exempts bison from certain licensing and inspection requirements; requires all packaging containing uninspected bison shall be clearly labeled to include a description of the product.

OH H 178
SPONSOR: Manning [R]
TITLE: Wines at Farmers Markets
INTRODUCED: 04/29/2015
ENACTED: 06/14/2016
DISPOSITION: Enacted
LOCATION: Chaptered
SESSION LAW: 2016-98
SUMMARY: Establishes a liquor permit to authorize certain permit holders to sell wines manufactured in the State at farmers markets.

STATUS: 06/14/2016 Signed by GOVERNOR.
06/14/2016 Chapter No. 2016-98

TN HJR 514
AUTHOR: Brooks K [R]
TITLE: Food Donation
INTRODUCED: 01/21/2016
ENACTED: 04/27/2016
DISPOSITION: Enacted
LOCATION: Signed by Governor
SUMMARY: Relates to statement of intent or position; encourages state agencies and their contractors to donate excess, apparently wholesome food to nonprofit organizations that provide assistance to food-insecure people in the state.

STATUS: 04/27/2016 Signed by GOVERNOR.

WA H 1622
AUTHOR: Young [R]
TITLE: Cottage Food Candy Operations
INTRODUCED: 01/22/2015
ENACTED: 05/08/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 203
SUMMARY: Expands the products considered to be potentially nonhazardous as they apply to cottage food operations; includes baked candies and candies made on a stovetop; provides that no ingredient containing a tetrahydrocannabinol
concentration of 0.3 percent or greater may be included as an ingredient in any cottage food product.

**STATUS:**
05/08/2015 Signed by GOVERNOR.
05/08/2015 Chapter No. 203

**WA S 5603**
**COMPANION:** WA H 1742
**AUTHOR:** Warnick [R]
**TITLE:** Cottage Food Operation Provisions
**INTRODUCED:** 01/23/2015
**ENACTED:** 05/07/2015
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**CHAPTER:** 196

**SUMMARY:** Changes cottage food operation provisions; provides an increase in the amount of annual gross sales that require such an operation to be licensed.

**STATUS:**
05/07/2015 Signed by GOVERNOR.
05/07/2015 Chapter No. 196

---

**Dietary Supplements**

People usually consume dietary supplements for a medical purpose or need. As such, it is important that the products remain safe and well regulated. During the 2015-2016 legislative session, Arizona and Florida each passed a bill relating to the subject. Each bill related to the proper labeling of the dietary supplements.

**AZ S 1460**
**AUTHOR:** Worsley [R]
**TITLE:** Pharmacy Board and Manufacturers
**INTRODUCED:** 02/01/2016
**ENACTED:** 05/17/2016
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**CHAPTER:** 284

**SUMMARY:** Relates to the state pharmacy board and pharmaceutical product manufacturers; includes food and dietary supplements; relates to a certificate of composition listing a product's ingredients and a certificate of free sale that authenticates a product sold in domestic or international channels of trade; relates to good manufacturing practices that ensures quality control, pharmacist licensure and immunity of the board in lawful performance of its duties.

**STATUS:**
05/17/2016 Chapter No. 284

**FL H 7007**
**COMPARE:** FL H 749, FL S 1310
**SIMILAR:** FL S 1010
**AUTHOR:** Agriculture & Natural Resources Subcmte
Eggs

California enacted a bill during the 2015-2016 legislative session that alters the certification process for egg handlers and producers.

CA A 689

**AUTHOR:** Dodd [D]
**TITLE:** Marketing of Eggs: Violations: Penalties
**INTRODUCED:** 02/25/2015
**ENACTED:** 09/21/2015
**DISPOSITION:** Enacted
**LOCATION:** Chaptered
**CHAPTER:** 302
**SUMMARY:**

Authorizes the refusal to issue, or to suspend or revoke, an egg handler or egg producer certificate of registration. Provides for an appeals process. Increases a civil penalty and authorizes a civil action. Classifies violations. Sets forth notice and procedural requirements for bringing and resolving a related administrative action. Requires any penalties to be deposited in the county’s general fund and the Department of Food and Agriculture Fund.

**STATUS:**

09/21/2015 Signed by GOVERNOR.
09/21/2015 Chaptered by Secretary of State. Chapter No. 302

Food Safety

General food safety is a very broad category that ranges from licensing requirements to pesticides used on the food. During the 2015-2016 legislative session, 10 bills relating to food safety were passed: CA (2), FL (1), MI (2), MN (1), NE (1), OK (2), WA (1).

CA A 384

**AUTHOR:** Perea [D]
**TITLE:** Food Safety
**INTRODUCED:** 02/18/2015
**ENACTED:** 10/04/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 477
SUMMARY:
Deletes the repeal date for the food safety fee placed on every person engaged in the manufacture, packing, or holding of processed food.

STATUS:
10/04/2015 Chaptered by Secretary of State. Chapter No. 477

CA A 862
AUTHOR: Agriculture Cmt
TITLE: Agriculture
INTRODUCED: 02/26/2015
ENACTED: 09/30/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 374
SUMMARY:
Relates to agriculture to include an executive agency change to provisions regarding the use of biological control organisms useful in reducing or preventing plant or animal damage due to pests and disease, the renewal of licenses, registrations, or indicia of authority, nonstate funding for county agricultural commissioners, prohibited products at farmers' markets, specified crop producer certificate, and reimbursement of the Secretary of Food and Agriculture for cost of the citrus pest prevention program.

STATUS:
09/30/2015 Signed by GOVERNOR.
09/30/2015 Chaptered by Secretary of State. Chapter No. 374

FL H 249
AUTHOR: FL H 223, FL S 706
TITLE: Culinary Education Programs
INTRODUCED: 01/12/2016
ENACTED: 03/25/2016
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 2016-120
SUMMARY:
Provides for the applicability of Department of Health sanitation rules to a licensed culinary education program; includes certain culinary education programs under the definition of food service establishment and provides for the applicability of food service protection requirements thereto; permits such an education program with a public food service establishment license to obtain an alcoholic beverage license; authorizes the adoption of rules to administer such licenses.

STATUS:
03/28/2016 Filed as Chapter No. 2016-120

MI H 4470
SPONSOR: Hoadley [D]
TITLE: Food Inspection Fees
INTRODUCED: 04/16/2015
ENACTED: 06/09/2015
DISPOSITION: Enacted
LOCATION: Chaptered
PUBLIC ACT: 61
SUMMARY: Increases food inspection fees; provides the director shall have free access at reasonable hours to evaluate any food establishment or a vehicle used to transport or hold food; provides for the securing of samples of food after paying or offering to pay for the samples to determine violations; allows the director to examine, copy or take photographs of specified records; allows a waiver of a late fee for producers of maple syrup, honey, and other seasonal agricultural products under certain circumstances.
STATUS: 06/09/2015
Signed by GOVERNOR.
06/11/2015
Public Act No. 61

MI S 774
SPONSOR: Hune [R]
TITLE: Vending Machines
INTRODUCED: 02/09/2016
ENACTED: 06/20/2016
DISPOSITION: Enacted
LOCATION: Chaptered
PUBLIC ACT: 188
SUMMARY: Amends the food law to eliminate inspections of vending machine locations; provides that if a food service establishment operates a vending machine location on the same premises, the vending machine location is considered part of the establishment and does not require a separate license; relates to prepackaged food transported by employees of the food establishment; includes a food warehouse.
STATUS: 06/20/2016
Signed by GOVERNOR.
06/21/2016
Public Act No. 188

MN S 3018
COMPANION: MN H 3231
AUTHOR: Sparks [DFL]
TITLE: Agriculture-Related Provisions
INTRODUCED: 03/21/2016
ENACTED: 05/31/2016
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER #: 184
SUMMARY: Relates to agriculture; makes various policy and technical changes to agricultural-related provisions; includes pesticide application on golf courses, food tolerances for added poisonous ingredients, and organic agriculture; provides for grants from the agriculture research, education, extension, and a technology transfer grant program for agricultural research at the University of Minnesota.
STATUS: 05/31/2016  Signed by GOVERNOR.
05/31/2016  Filed with Secretary of State. Chapter No. 184
NE L 798

AUTHOR: Johnson [NP]
TITLE: Nebraska Pure Food Act
INTRODUCED: 01/07/2016
ENacted: 03/09/2016
DISPOSITION: Enacted
LOCATION: Signed by Governor
SUMMARY: Changes provisions of the Nebraska Pure Food Act; relates to potentially hazardous food; provide compliance requirements for salvage operations; repeals adoption of and eliminate references to the Food Salvage Code; eliminates provisions relating to a reduced oxygen packing method and the use of linens and cloth napkins.
STATUS: 03/09/2016 Signed by GOVERNOR.

OK S 1357

AUTHOR: Halligan [R]
TITLE: Public Health Food Service Advisory Council
INTRODUCED: 02/01/2016
ENACTED: 05/20/2016
DISPOSITION: Enacted
LOCATION: Chaptered
ENACT: 319
SUMMARY: Relates to public health; relates to the Oklahoma Food Service Advisory Council; increases number of members on Advisory Council; expands scope of recommendations; increases number of members appointed by the State Commissioner of Health to represent the School Nutrition Association of State; adds representative from organization to the Advisory Council.
STATUS: 05/20/2016 Signed by GOVERNOR.
05/20/2016 Chapter No. 319

OK H 2208

AUTHOR: Fourkiller [D]
TITLE: Poultry Feeding Operations
INTRODUCED: 02/02/2015
ENACTED: 05/12/2015
DISPOSITION: Enacted
LOCATION: Chaptered
ENACT: 313
SUMMARY: Amends requirements for poultry feeding operations; adds covers to list of methods available to store poultry waste; removes requirements that the State Board of Agriculture promulgate rules establishing a violation point system; grants powers to implement and enforce poultry house contractor licenses; prohibits poultry house contractor license experience to apply to other electrical license requirements; provides for poultry waste training programs; relates to the state Poultry Waste Transfer Act.
STATUS: 05/12/2015 Chapter No. 313

WA S 5292

AUTHOR: Roach P [R]
Marketing

One of the most important issues in food safety is ensuring that the public is properly informed about the food they are consuming. As such, states require producers to disclose ingredients in food that may have health and safety ramifications. Often times these ingredients include nutritional and allergen information. During the 2015-2016 legislative session, 3 bills relating to the marketing of foods were enacted: CA (1), ME (2).

CA A 958

**AUTHOR:** Agriculture Cmt

**TITLE:** Agriculture: Avocado Commission and Salmon Council

**INTRODUCED:** 02/26/2015

**ENACTED:** 09/21/2015

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 307

**SUMMARY:**
Relates to the establishment of districts by the State Avocado Commission, and the requirements thereof. Provides for reapportionment of such districts. Establishes membership requirements. Changes the composition of the State Salmon Council. Requires a referendum to provide fisherman who sell salmon and processors to pay an assessment to meet the requirements of the Salmon Marketing and Development Act.

**STATUS:**
09/21/2015 Signed by GOVERNOR.
09/21/2015 Chaptered by Secretary of State. Chapter No. 307

ME H 295

**AUTHOR:** Black [R]

**TITLE:** Nonalcoholic Malt Beverages

**INTRODUCED:** 02/20/2015

**ENACTED:** 05/29/2015

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 118

**SUMMARY:**
Exempts nonalcoholic malt beverages from the disclosure requirements of the laws regulating the labeling of genetically engineered products.

**STATUS:**
05/29/2015 Signed by GOVERNOR.
05/29/2015  Public Law No. 118

LD: 1471
AUTHOR: Thibodeau [R]
TITLE: Distribution of Food Harvested in Maine
INTRODUCED: 01/06/2016
ENACTED: 04/21/2016
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 81
SUMMARY: (Resolve) Provides that the Finance Authority of Maine, through the request for proposal process, shall select and contract with an appropriate statewide entity to purchase, process, store and transport fresh and fresh frozen fruits and vegetables and seafood harvested in the State in order to increase access to fresh and fresh frozen fruit and vegetables and seafood to residents of the State with food insecurity; allocates funds.
STATUS: 04/21/2016 Became law without GOVERNOR'S signature.

04/21/2016 Resolve No. 81

FSMA
The Food Safety Modernization Act is a federal food safety law that focuses on preventing contaminants in food rather than responding to contaminants in food. Many states have enacted legislation to comply with this federal law. During the 2015-2016 legislative session, states enacted 4 bills relating to this act: HI (2), NH (1), VT (1).

HI H 2582
STATE ID: CD1
AUTHOR: DeCoite [D]
TITLE: Agricultural Food Safety Certification Program
INTRODUCED: 01/26/2016
ENACTED: 06/21/2016
DISPOSITION: Enacted
LOCATION: Chaptered
ACT: 106
SUMMARY: Requires the Department of Agriculture to develop and implement an Agricultural Food Safety Certification Program that concurrently complies with the Food and Drug Administration Food Safety Modernization Act as it applies to farmers and ranchers; authorizes and appropriates funds for program staff; relates to an education program, including online classes and an an information clearinghouse for all matters related to the FDA Food Safety Modernization Act and any other food safety laws.
STATUS: 06/21/2016 Signed by GOVERNOR.
06/21/2016 Act No. 106

HI H 2657
STATE ID: CD1
AUTHOR: DeCoite [D]
TITLE: Island of Molokai
INTRODUCED: 01/27/2016
Relates to compliance assistance to farmers and ranchers on Molokai; establishes a temporary cost reimbursement program to provide for small business ventures that are in diversified agriculture and cost reimbursement to farmers and ranchers on Molokai to help them meet costs, including audit costs and other expenses, of compliance with the requirements of the FDA Food Safety Modernization Act and state food safety laws.

Permits farmers of the state to sell farm raised bison directly to the public; exempts bison from certain licensing and inspection requirements; requires all packaging containing uninspected bison shall be clearly labeled to include a description of the product.

Grants the Agency of Agriculture, Food and Markets the authority to enforce the federal Food Safety and Modernization Act through on-farm inspections.

The other bills relating to food safety contained language altering taxation, setting budgets, and granting regulatory authority. In all, 15 other bills relating to food safety were passed during the 2016-2017 legislative session: AL (1), AZ (2), CA (2), HI (1), ID (2), IN (1), MI (1), NE (1), OK (1), RI (1), VT (1), WI (1).
TITLE: Commendatory Resolution
INTRODUCED: 02/02/2016
ENACTED: 02/23/2016
DISPOSITION: Enacted
LOCATION: Chaptered
ACT: 2016-6
SUMMARY:
Commends the Alabama Food Manufacturers and Producers Association on its 10th anniversary of the Buy Alabama's Best campaign.
STATUS:
02/23/2016 Signed by GOVERNOR.
02/23/2016 Act No. 2016-6

AZ H 2123

AUTHOR: Mesnard [R]
TITLE: Conflicts of Interest
INTRODUCED: 01/11/2016
ENACTED: 05/17/2016
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 289
SUMMARY:
Stipulates that state law pertaining to conflict of interest applies to Commissioners and employees of the State Corporation Commission; allows the Commission to charge a fee to any entity for information entered into a database; modifies the definition of remote interest to include certain relatives and the ownership of certain publicly traded investments; adds to the definition of substantial interest.
STATUS:
05/17/2016 Chapter No. 289

AZ H 2613

AUTHOR: Petersen [R]
TITLE: Regulatory Licensing
INTRODUCED: 02/03/2016
ENACTED: 05/19/2016
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 371
SUMMARY:
Relates to regulatory licensing and fees; relates to persons transacting business as a citrus fruit dealer or shipper; states that license fees shall be collected and paid to the citrus, fruit, and vegetable trust fund; provides for geologists, engineers, home inspectors, land surveyors, alarm systems, assayers, funeral directors, yoga teachers, architects and fingerprint background checks.
STATUS:
05/19/2016 Chapter No. 371

CA A 1321

AUTHOR: Ting [D]
TITLE: Nutrition Incentive Matching Grant Program
INTRODUCED: 02/27/2015
ENACTED: 10/02/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 442
SUMMARY:
Establishes the Nutrition Incentive Matching Grant Program in the Office of Farm to Fork. Creates the Nutrition Incentive Matching Grant Account in the Farm to Fork Account to collect matching funds received from a specified federal grant program and funds from other public and private sources to encourage the purchase and consumption of fresh fruits, nuts, and vegetables of the State by nutrition benefit clients. Requires moneys in the account be awarded in the form of grants to qualified entities.

STATUS:
10/02/2015 Signed by GOVERNOR.
10/02/2015 Chaptered by Secretary of State. Chapter No. 442

CA S 708
AUTHOR: Mendoza [D]
TITLE: Pupil Nutrition: Free or Reduced-Price Meals
INTRODUCED: 02/27/2015
ENACTED: 09/30/2015
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 390
SUMMARY:
Amends provisions of existing law regarding free and reduced-price meal during each schoolday. Authorizes the governing boards of school districts and county superintendents of schools to make applications for free or reduced-price meals electronically available online. Specifies the requirements that would have to be met by such entities who choose to provide access to an online application. Requires all applications to include clear instructions for families that are homeless or are migrants.

STATUS:
09/30/2015 Signed by GOVERNOR.
09/30/2015 Chaptered by Secretary of State. Chapter No. 390

HI S 434
STATE ID: HD1
COMPANION: HI H 205
AUTHOR: Kim [D]
TITLE: Office of Hawaiian Affairs Package
INTRODUCED: 01/23/2015
ENACTED: 05/05/2015
DISPOSITION: Enacted
LOCATION: Chaptered
ACT: 2015-31
SUMMARY:
Updates the State's agricultural planning statute to add the growth and development of traditional Hawaiian farming systems and traditional Hawaiian crops, and growth and development of small-scale farms, as agricultural objectives of the State; relates to fishponds, cultivated gardens, irrigated patches, sweet potatoes, seaweeds, native ferns and turmeric.

STATUS:
02/17/2015 From SENATE Committee on HAWAIIAN AFFAIRS: Do pass as amended (SD1).
02/17/2015 From SENATE Committee on AGRICULTURE: Do pass as amended (SD1).
05/05/2015 Signed by GOVERNOR.
05/05/2015 Act No. 2015-31
| ID H 386 | **AUTHOR:** Revenue and Taxation Cmt  
**TITLE:** Production Exemption for Agricultural Storage  
**INTRODUCED:** 01/27/2016  
**ENACTED:** 03/17/2016  
**DISPOSITION:** Enacted  
**LOCATION:** Chaptered  
**CHAPTER:** 86  
**SUMMARY:** Relate to production exemptions; amends existing law to revise a term relating to farming operations and agricultural storage.  
**STATUS:** 03/17/2016 Chaptered. Chapter No. 86 |
| ID H 499 | **AUTHOR:** Health and Welfare Cmt  
**TITLE:** State Department of Agriculture  
**INTRODUCED:** 02/16/2016  
**ENACTED:** 03/23/2016  
**DISPOSITION:** Enacted  
**LOCATION:** Chaptered  
**CHAPTER:** 172  
**SUMMARY:** Amends and adds to existing law to provide that the Idaho State Department of Agriculture shall be the delegated authority to regulate certain activities if specified conditions are met; relates to the Food Safety Modernization Act.  
**STATUS:** 03/23/2016 Chaptered. Chapter No. 172 |
| IN S 109 | **AUTHOR:** Messmer [R]  
**TITLE:** Regulation of Privately Owned Hunting Preserves  
**INTRODUCED:** 01/05/2016  
**ENACTED:** 03/22/2016  
**DISPOSITION:** Enacted  
**LOCATION:** Chaptered  
**PUBLIC LAW:** 89-2016  
**SUMMARY:** Provides the Department of Natural Resources may not regulate certain privately owned captive bred wild animal hunting preserves; establishes licensing requirements, inspection requirements, and fees; exempts licensed hunting preserves and cervidae livestock operations from game breeder licensing requirements; requires a transportation or cull tag be affixed to each animal taken on a hunting preserve; prohibits computer assisted remote hunting on hunting preserves.  
**STATUS:** 03/22/2016 Signed by GOVERNOR.  
03/23/2016 Public Law No. 89-2016 |
| MI H 4418 | **SPONSOR:** Chatfield [R]  
**TITLE:** Maple Sap Transport  
**INTRODUCED:** 04/14/2015  
**ENACTED:** 04/05/2016  
**DISPOSITION:** Enacted |
LOCATION: Chaptered
PUBLIC ACT: 72
SUMMARY: Includes maple sap transport in agricultural commodities for exemption from road weight restrictions.
STATUS: 04/05/2016 Signed by GOVERNOR. 04/05/2016 Public Act No. 72

NE L 657

AUTHOR: Hadley [NP]
TITLE: State Government Expenses
INTRODUCED: 01/22/2015
ENACTED: 05/20/2015
DISPOSITION: Enacted
LOCATION: Signed by Governor
SUMMARY: Appropriates funds for state government expenses; establishes that the Department of Services shall monitor the appropriations and expenditures; establishes that the budget administrator of the budget division of the Department of Administrative Services shall have the authority to transfer appropriations and salary limits among the above-listed program classifications as directed by the Executive Board of the Legislative Council; relates to the Health Care Cash Fund; relates to cash fund expenditures.
STATUS: 05/20/2015 Signed by GOVERNOR.

OK H 1685

AUTHOR: Denney [R]
TITLE: Tobacco Free Schools
INTRODUCED: 02/02/2015
ENACTED: 05/06/2015
DISPOSITION: Chaptered
LOCATION: ENACT 259
SUMMARY: Creates the 24/7 Tobacco-free Schools Act; includes chewing tobacco; prohibits the use of tobacco products on or in educational facilities, including early childhood education; includes private schools; prohibits the use of tobacco products in school vehicles or at school events or activities; allows for more restrictive policies.
STATUS: 05/06/2015 Signed by GOVERNOR.
05/06/2015 Chapter No. 259

RI H 7962

AUTHOR: Melo [D]
TITLE: Sanitation in Food Establishments
INTRODUCED: 03/18/2016
ENACTED: 07/14/2016
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER #: 2016-478
SUMMARY: Provides an instructor for food safety certification need not possess a bachelor's degree, if the instructor is certified by a nationally accredited food safety certification program recognized by the State.
STATUS: 07/14/2016 *****To GOVERNOR.
VT S 198

**AUTHOR:**
Snelling [R]

**TITLE:**
Government Accountability Committee

**INTRODUCED:**
01/05/2016

**ENACTED:**
05/23/2016

**DISPOSITION:**
Enacted

**LOCATION:**
Chaptered

**ACT:**
124

**SUMMARY:**
Proposes to amend the charge of the Government Accountability Committee; amends the State’s population-level outcomes and their related indicators; changes the date by which the Chief Performance Officer must submit the annual report on those outcomes and indicators.

**STATUS:**
05/26/2016 Act No. 124

WI S 21

**SEE ALSO:**
WI A 21

**AUTHOR:**
Joint Finance

**TITLE:**
Executive Budget Act

**INTRODUCED:**
02/03/2015

**LINE ITEM:**
07/12/2015

**DISPOSITION:**
Enacted

**LOCATION:**
Chaptered

**ACT:**
55

**SUMMARY:**
Provides for the Executive Budget Act; amends, repeals and enacts provisions relating to public contracts, ABLE accounts, the prevailing wage, forest products and taxes, teacher loans, child welfare services, job programs, juvenile delinquency, vehicle fees, municipal room taxes, income taxes, development zones, food safety, electrical codes, school funding, alcoholic beverage licenses, health care provider assessments, restaurant safety, health insurance provider reimbursement and other matters.

**STATUS:**
07/10/2015 Ordered Enrolled.
07/12/2015 Line Item Vetoed by GOVERNOR.
07/12/2015 Act No. 55

NOTE: The above summarizes state law or legislation and is the property of the National Conference of State Legislatures (NCSL) and is intended as a reference for state legislators and their staff. NCSL makes no warranty, expressed or implied, or assumes any legal liability or responsibility for third party use of this information, or represents that its use by such third party would not infringe on privately owned rights.