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BILL ANALYSIS

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Senate Fiscal Agency

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House Bill 4522

Sponsor: Representative Alvin J. Hoekman

House Committee: Public Health

Senate Committee: Health Policy

Date Completed: 5-17-88

SUMMARY OF HOUSE BILL 4522 as passed by the House:

The bill would amend the Public Health Code to:

- Exempt from licensing requirements, under the Code's food service sanitation provisions, a temporary food service establishment that used only single service articles and served only food or beverages that did not come within the definition of "potentially hazardous food or beverage".
- Exempt a fixed, temporary serving location from licensing requirements under certain conditions, as specified in the bill.
- Define "potentially hazardous food or beverage".

If food were prepared in a licensed food service establishment and transported from the establishment to a fixed, temporary serving location, the serving location would not have to be licensed separately and would be considered an extension of the establishment, if the food were transported and served by employees of the establishment and if no food preparation were conducted at the fixed, temporary serving location.

"Potentially hazardous food or beverage" would mean any food that consisted in whole or in part of milk or milk products, eggs, meat, poultry, fish, shellfish, edible crustacea, or other ingredients, including synthetic ingredients, in a form capable of supporting rapid and progressive growth of infectious or toxigenic microorganisms. The term would not include clean, whole, uncracked, odor-free shell eggs or foods which had a PH level of 4.6 or below or a water activity value of 0.85 or less.

MCL 333.12901 and 333. 12904

Legislative Analyst: L. Arasim

FISCAL IMPACT

The bill would result in a minimal loss in State and local food service establishment licensure fee revenues. The Department of Public Health estimates that not more than 1,000 food service locations would be affected by the provisions of the bill. At the current rate of \$1 per State license, the revenue loss to the State would be less than \$1,000.

Because the local charge for food service establishment inspections varies from local health department to local health department, the revenue loss to local health departments cannot be determined.

Fiscal Analyst: P. Graham

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.