

**FOOD LAW (EXCERPT)**  
**Act 92 of 2000**  
**Chapter IV**  
**LICENSING**

**289.4101 Food establishment license; scope.**

**Compiler's Notes:** <Paragraph><P>Sec. 1117 of Act 92 of 2000 provides:</P></Paragraph><Paragraph><P>"Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.</P></Paragraph><Paragraph><P>"(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.</P></Paragraph><Paragraph><P>"(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act."</P></Paragraph>

**289.4102 Cottage food operation; exemption from licensing and evaluation provisions; requirements.**

**289.4103 Application for license; submission; forms; information; mobile food establishment license; commissary service; forwarding recommendations to department; temporary license.**

**Compiler's Notes:** <Paragraph><P>Sec. 1117 of Act 92 of 2000 provides:</P></Paragraph><Paragraph><P>"Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.</P></Paragraph><Paragraph><P>"(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.</P></Paragraph><Paragraph><P>"(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.</P></Paragraph>

**289.4105 Person, establishment, or organization exempt from licensure.**

**Compiler's Notes:** <Paragraph><P>Sec. 1117 of Act 92 of 2000 provides:</P></Paragraph><Paragraph><P>"Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.</P></Paragraph><Paragraph><P>"(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.</P></Paragraph><Paragraph><P>"(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.</P></Paragraph>

**289.4107 Food establishment license; qualifications.**

**Compiler's Notes:** <Paragraph><P>Sec. 1117 of Act 92 of 2000 provides:</P></Paragraph><Paragraph><P>"Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.</P></Paragraph><Paragraph><P>"(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and

12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.

(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.

#### **289.4109 Expiration of license; duration of temporary license.**

**Compiler's Notes:** Sec. 1117 of Act 92 of 2000 provides:

Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.

(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.

(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.

#### **289.4111 License fees; food sanitation fees; initial application fee as nonrefundable; convenience fee.**

**Compiler's Notes:** Sec. 1117 of Act 92 of 2000 provides:

Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.

(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.

(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.

#### **289.4113 Late fee; imposition; waiver; retention; use.**

**Compiler's Notes:** Sec. 1117 of Act 92 of 2000 provides:

Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.

(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.

(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.

#### **289.4114 Shellfish dealer; certification required.**

#### **289.4115 Bottled water; registration of brand; expiration; late fee.**

**Compiler's Notes:** Sec. 1117 of Act 92 of 2000 provides:

Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.

(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment

approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.

(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.

**289.4116 Receipt of completed application; issuance of license within certain time period; "completed application" defined.**

**289.4117 Dairy and food safety fund; credit of money collected; creation; investment; lapse; administration; consumer food safety education fund; industry food-safety education fund; creation; use and carrying forward of funds; "fee-exempt food establishment" defined.**

**Compiler's Notes:** Sec. 1117 of Act 92 of 2000 provides:

Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.

(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.

(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.

**289.4119 Posting and display of license; conspicuous place explained.**

**Compiler's Notes:** Sec. 1117 of Act 92 of 2000 provides:

Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.

(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.

(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.

**289.4121 Changes proposed by food establishment; notice.**

**Compiler's Notes:** Sec. 1117 of Act 92 of 2000 provides:

Sec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.

(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.

(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.

**289.4123 Transfer of license; limitation.**

**Compiler's Notes:** <Paragraph><P>Sec. 1117 of Act 92 of 2000 provides:</P></Paragraph><Paragraph><P>â€œSec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.</P></Paragraph><Paragraph><P>â€œ(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.</P></Paragraph><Paragraph><P>â€œ(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.â€</P></Paragraph>

#### **289.4125 Issuance of license; requirements; hearing; revocation or suspension of license; period of refusal to issue or reissue license; summary suspension.**

**Compiler's Notes:** <Paragraph><P>Sec. 1117 of Act 92 of 2000 provides:</P></Paragraph><Paragraph><P>â€œSec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.</P></Paragraph><Paragraph><P>â€œ(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.</P></Paragraph><Paragraph><P>â€œ(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.â€</P></Paragraph>

#### **289.4127 Summary suspension of license; petition for hearing; commencement of proceedings; reinstatement.**

**Compiler's Notes:** <Paragraph><P>Sec. 1117 of Act 92 of 2000 provides:</P></Paragraph><Paragraph><P>â€œSec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.</P></Paragraph><Paragraph><P>â€œ(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.</P></Paragraph><Paragraph><P>â€œ(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.â€</P></Paragraph>

#### **289.4129 Denial of license or registration; hearing; commencement; conduct.**

**Compiler's Notes:** <Paragraph><P>Sec. 1117 of Act 92 of 2000 provides:</P></Paragraph><Paragraph><P>â€œSec. 1117. (1) Subject to subsections (2) and (3), this act takes effect 6 months after the date of enactment.</P></Paragraph><Paragraph><P>â€œ(2) Until 6 months after the effective date of this act, compliance with the standards of the design, construction, and equipment of a food service establishment approved under former sections 12901, 12902, 12903, 12904, 12905a, 12906, 12907, 12908, 12910, 12911, 12912, 12913, 12916, and 12921 of the public health code, MCL 333.12901, 333.12902, 333.12903, 333.12904, 333.12905a, 333.12906, 333.12907, 333.12908, 333.12910, 333.12911, 333.12912, 333.12913, 333.12916, and 333.12921, is considered compliance with this act.</P></Paragraph><Paragraph><P>â€œ(3) Beginning 6 months after the effective date of this act, a food service establishment shall comply with the standards of design, construction, and equipment established under this act.â€</P></Paragraph>