

HOUSE BILL No. 4400

March 6, 2007, Introduced by Rep. Farrah and referred to the Committee on Commerce.

A bill to amend 2000 PA 92, entitled
"Food law of 2000,"
by amending section 2129 (MCL 289.2129).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2129. (1) Upon request, the department may review and
2 issue approval of food safety training materials and food safety
3 training programs including, but not limited to, home-study
4 programs and computer-assisted training. Approval of food safety
5 training materials and food safety training programs expires 3
6 years from the date of original issuance.

7 (2) To receive department approval, a food safety training
8 material shall be reviewed for and contain the following:

9 (a) Accuracy and consistency with this act and the food code.

10 (b) Manager knowledge training that includes the knowledge

1 requirements of section 2-102.11 of the food code.

2 (3) The issuance date for each original certificate issued
3 under an approved food safety training program is the date the
4 individual successfully completes the examination. A certificate
5 expires 5 years from the date of original issuance. Any replacement
6 or duplicate certificate shall have as its expiration date the same
7 expiration date that was on the original certificate. Certified
8 individuals may be recertified by passing a food safety
9 certification examination or through an approved recertification
10 training program.

11 (4) An individual certified under a training program approved
12 under this section shall be recognized with full faith and credit
13 by a local unit of government throughout the state.

14 (5) This section does not prohibit any local legislative body
15 from implementing a food handler program, an employee health
16 certification program, or a manager certification program, provided
17 it is not in conflict with this section.

18 (6) NOT LATER THAN JUNE 1, 2007, THE DEPARTMENT SHALL
19 RECOMMEND TO LICENSE HOLDERS AND LOCAL HEALTH DEPARTMENTS FOOD
20 SAFETY TRAINING MATERIALS REGARDING THE FOOD ALLERGEN LABELING AND
21 CONSUMER PROTECTION ACT OF 2004, PUBLIC LAW 108-282. THE FOOD
22 SAFETY TRAINING MATERIALS SHALL BE DESIGNED TO ADDRESS THE NEEDS
23 AND CONCERNS OF POTENTIAL FOOD-ALLERGIC CONSUMERS.

24 (7) NOT LATER THAN JUNE 1, 2007, A FOOD ESTABLISHMENT SHALL
25 PROVIDE A NOTICE ON ITS SELECTION INFORMATION, SUBSTANTIALLY
26 SIMILAR TO THE FOLLOWING:

27 "ALLERGY WARNING: IF YOU HAVE A FOOD ALLERGY, PLEASE NOTIFY

1 YOUR SERVER AND HE OR SHE WILL TRY TO ACCOMMODATE YOU.".

2 (8) AS USED IN THIS SECTION, "SELECTION INFORMATION" MEANS
3 WHATEVER CONSUMERS READ TO MAKE THEIR ORDER SELECTIONS, SUCH AS A
4 MENU, TABLE TENT, PLACARD, CHALKBOARD, OR OTHER WRITTEN MEANS.