



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB2510

by Rep. Sara Feigenholtz

SYNOPSIS AS INTRODUCED:

410 ILCS 625/3

from Ch. 56 1/2, par. 333

Amends the Food Handling Regulation Enforcement Act. Provides that all food service establishments shall have at least one certified food service sanitation manager who has undergone training that follows nationally recognized industry standards for allergen safety and allergen awareness available on the premises at all times that the food service establishment is in operation. Provides that all individuals seeking food service sanitation manager certification or food service sanitation manager recertification shall undergo training that follows nationally recognized industry standards for allergen safety and allergen awareness. Provides that any costs for the allergen safety and allergen awareness training shall be borne by the individual seeking the training. Effective immediately.

LRB100 06003 MJP 16032 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Food Handling Regulation Enforcement Act is
5 amended by changing Section 3 as follows:

6 (410 ILCS 625/3) (from Ch. 56 1/2, par. 333)

7 Sec. 3. Each food service establishment shall be under the
8 operational supervision of a certified food service sanitation
9 manager in accordance with rules promulgated under this Act.

10 By July 1, 1990, the Director of the Department of Public
11 Health in accordance with this Act, shall promulgate rules for
12 the education, examination, and certification of food service
13 establishment managers and instructors of the food service
14 sanitation manager certification education programs. Beginning
15 July 1, 2014, any individual seeking a food service sanitation
16 manager certificate or a food service sanitation manager
17 instructor certificate must complete a minimum of 8 hours of
18 Department-approved training, inclusive of the examination,
19 and receive a passing score on the examination set by the
20 certification exam provider accredited under standards
21 developed and adopted by the Conference for Food Protection or
22 its successor organization. A food service sanitation manager
23 certificate and a food service sanitation manager instructor

1 certificate shall be valid for 5 years, unless revoked by the
2 Department of Public Health, and shall not be transferable from
3 the individual to whom it was issued. Beginning July 1, 2014,
4 recertification for food service sanitation manager
5 certification shall be accomplished by presenting evidence of
6 completion of 8 hours of Department-approved training,
7 inclusive of the examination, and having received a passing
8 score on the examination set by the certification exam provider
9 accredited under standards developed and adopted by the
10 Conference for Food Protection or its successor organization.
11 In addition to the other training requirements of this Section,
12 all individuals seeking food service sanitation manager
13 certification or food service sanitation manager
14 recertification shall undergo training that follows nationally
15 recognized industry standards for allergen safety and allergen
16 awareness. Any costs for the allergen safety and allergen
17 awareness training shall be borne by the individual seeking the
18 training. All food service establishments shall have at least
19 one certified food service sanitation manager trained in
20 allergen safety and allergen awareness available at all times
21 that the food service establishment is in operation.

22 For purposes of certification and recertification for food
23 service sanitation manager certification, the Department shall
24 accept only training approved by the Department and
25 certification exams accredited under standards developed and
26 adopted by the Conference for Food Protection or its successor.

1 The Department shall charge a fee of \$35 for each new and
2 renewed food service sanitation manager certificate and \$10 for
3 each replacement certificate. All fees collected under this
4 Section shall be deposited into the Food and Drug Safety Fund.

5 Any fee received by the Department under this Section that
6 is submitted for the renewal of an expired food service
7 sanitation manager certificate may be returned by the Director
8 after recording the receipt of the fee and the reason for its
9 return.

10 The Department shall award an Illinois certificate to
11 anyone presenting a valid certificate issued by another state,
12 so long as the holder of the certificate provides proof of
13 having passed an examination accredited under standards
14 developed and adopted by the Conference for Food Protection or
15 its successor. The \$35 issuance fee applies. The reciprocal
16 Illinois certificate shall expire on the same date as the
17 presented certificate. On or before the expiration date, the
18 holder must have met the Illinois recertification requirements
19 in order to be reissued an Illinois certificate. Reciprocity is
20 only for individuals who have moved to or begun working in
21 Illinois in the 6 months prior to applying for reciprocity. Any
22 individual presenting an out-of-state certificate may do so
23 only once.

24 (Source: P.A. 98-566, eff. 8-27-13; 99-62, eff. 7-16-15.)

25 Section 99. Effective date. This Act takes effect upon
26 becoming law.