

HB5763



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5763

Introduced 3/6/2024, by Rep. Blaine Wilhour

SYNOPSIS AS INTRODUCED:

410 ILCS 625/3

from Ch. 56 1/2, par. 333

Amends the Food Handling Regulation Enforcement Act. In provisions requiring each food service establishment to be under the operational supervision of a certified food service sanitation manager in accordance with rules adopted under the Act, provides that "operational supervision" means oversight of a food service establishment by a food service sanitation manager with or without the physical presence of the food service sanitation manager at the food service establishment.

LRB103 39742 AWJ 70226 b

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 adopted ~~promulgated~~ under
10 this Act. As used in this paragraph, "operational supervision"
11 means oversight of a food service establishment by a food
12 service sanitation manager with or without the physical
13 presence of the food service sanitation manager at the food
14 service establishment.

15 By July 1, 1990, the Director of the Department of Public
16 Health in accordance with this Act, shall promulgate rules for
17 the education, examination, and certification of food service
18 establishment managers and instructors of the food service
19 sanitation manager certification education programs. Beginning
20 January 1, 2018, any individual who has completed a minimum of
21 8 hours of Department-approved training for food service
22 sanitation manager certification, inclusive of the
23 examination, and received a passing score on the examination

1 set by the certification exam provider accredited under
2 standards developed and adopted by the Conference for Food
3 Protection or its successor organization, shall be considered
4 to be a certified food service sanitation manager. Beginning
5 January 1, 2018, any individual who has completed a minimum of
6 8 hours of Department-approved training for food service
7 sanitation manager instructor certification, inclusive of the
8 examination, and received a passing score on the examination
9 set by the certification exam provider accredited under
10 standards developed and adopted by the Conference for Food
11 Protection or its successor organization, shall be considered
12 to be a certified food service sanitation manager instructor.
13 A food service sanitation manager certificate and a food
14 service sanitation manager instructor certificate issued by
15 the exam provider shall be valid for 5 years and shall not be
16 transferable from the individual to whom it was issued. A food
17 service sanitation manager certificate issued by the
18 Department under this Section before January 1, 2018 is valid
19 until the expiration date stated on the certificate.

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

25 (Source: P.A. 99-62, eff. 7-16-15; 100-194, eff. 1-1-18;
26 100-954, eff. 8-19-18.)