

1 AN ACT concerning public 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 adding Section 3.1 as follows:

6 (410 ILCS 625/3.1 new)

7 Sec. 3.1. Potluck events.

8 (a) As used in this Section, "potluck event" means an event
9 that meets all of the following conditions:

10 (1) People are gathered to share food at the event.

11 (2) There is no compensation provided to people for
12 bringing food to the event.

13 (3) There is no charge for any food or beverage
14 provided at the event.

15 (4) The event is not conducted for commercial purposes.

16 (5) It is generally understood by the participants at
17 the event that neither the food nor the facilities have
18 been inspected by the State or a local certified public
19 health department.

20 (6) The event is not held on public property.

21 (b) Notwithstanding any other provision of law, neither the
22 Department of Public Health nor the health department of a unit
23 of local government may regulate the serving of food that is
24 brought to a potluck event sponsored by a group of individuals
25 or a religious, charitable, or nonprofit organization by
26 individuals attending the potluck event for consumption at the
27 potluck event. Individuals who are not members of a group or
28 organization sponsoring a potluck event may attend the potluck
29 event and consume the food at the event. No fee may be charged
30 for admission to a potluck event that is exempt from regulation
31 under this Section, nor may food be sold at a potluck event
32 that is exempt from regulation under this Section. A business

1 establishment dealing in the sale of food items may not sponsor
2 a potluck event. Potluck event food may not be brought into the
3 kitchen of a business establishment dealing in the sale of food
4 items.