



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

**HB3454**

by Rep. Charles E. Meier

#### SYNOPSIS AS INTRODUCED:

410 ILCS 625/3.7 new

Amends the Food Handling Regulation Enforcement Act. Provides that neither the Department of Public Health nor the health department of a unit of local government may regulate the selling of food that is brought to a bake sale sponsored by a group of individuals or a religious, charitable, or nonprofit organization by individuals attending the bake sale for consumption at the bake sale. Prohibits a business establishment dealing in the sale of food items from sponsoring a bake sale. Provides that no fee may be charged for admission to a bake sale exempt from regulation under the amendatory Act. Defines "bake sale".

LRB099 05713 JLK 25756 b

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 adding Section 3.7 as follows:

6 (410 ILCS 625/3.7 new)

7 Sec. 3.7. Bake sales.

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

10 (1) It is a fundraising event where volunteers sell  
11 food items on behalf of a group of individuals or a  
12 religious, charitable, or nonprofit organization.

13 (2) There is no compensation provided to people for  
14 bringing food to or selling food at the event.

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

16 (4) 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 (b) Notwithstanding any other provision of law, neither the  
21 Department of Public Health nor the health department of a unit  
22 of local government may regulate the selling of food that is  
23 brought to a bake sale sponsored by a group of individuals or a

1 religious, charitable, or nonprofit organization by  
2 individuals attending the bake sale for consumption at the bake  
3 sale. Individuals who are not members of a group or  
4 organization sponsoring a bake sale may attend the bake sale  
5 and consume the food at the event. No fee may be charged for  
6 admission to a bake sale that is exempt from regulation under  
7 this Section. A business establishment dealing in the sale of  
8 food items may not sponsor a bake sale. Bake sale food may not  
9 be brought into the kitchen of a business establishment dealing  
10 in the sale of food items.