

Senate File 369 - Introduced

SENATE FILE 369

BY SORENSON

A BILL FOR

1 An Act providing for a moratorium on regulations affecting
2 the sale of unprocessed food, and including effective date
3 provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. MORATORIUM ON REGULATIONS AFFECTING THE SALE OF
2 UNPROCESSED FOOD.

3 1. As used in this section, unless the context otherwise
4 requires:

5 a. "State agency" means any unit of state government
6 designated as an authority, board, commission, committee,
7 council, department, or independent agency as defined in
8 section 7E.4, including but not limited to each principal
9 central department enumerated in section 7E.5.

10 b. "Unprocessed food" means food that is an agricultural
11 commodity sold for consumption in its raw state without being
12 subjected to a change in form, condition, or temperature,
13 including but not limited to raw milk, eggs in the shell,
14 nuts in the shell, honey in the comb, fresh fruit, and fresh
15 vegetables.

16 2. Notwithstanding any other provision to the contrary, a
17 moratorium is declared on every state agency's administration
18 and enforcement of statutes and rules affecting the sale of
19 unprocessed food in this state, including but not limited to
20 all of the following:

21 a. The issuance of permits or licenses.

22 b. The inspection of the unprocessed food or an
23 establishment that sells unprocessed food.

24 c. The labeling of unprocessed food or containers
25 containing unprocessed food.

26 3. This section takes effect July 1, 2012.

27 Sec. 2. REPORT BY STATE AGENCIES. The department of
28 agriculture and land stewardship, the department of public
29 health, and the department of inspections and appeals, shall
30 cooperate to publish and prepare a joint report to the general
31 assembly not later than January 1, 2012. The report shall
32 provide a list of all statutes and rules affected by this
33 Act and proposals to most effectively amend or repeal those
34 statutes and rules without affecting the administration and
35 enforcement of other provisions.

EXPLANATION

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This bill provides that, notwithstanding any other provision to the contrary, a moratorium exists on every state agency's administration and enforcement of statutes and rules affecting the sale of unprocessed food in this state. Unprocessed food includes milk, eggs, nuts, honey, fruit, and vegetables. The regulations include the issuance of permits or licenses, the inspection of the unprocessed food or an establishment that sells such food, and labeling. The moratorium takes effect on July 1, 2012. By January 1, 2012, the department of agriculture and land stewardship, the department of public health, and the department of inspections and appeals must submit a joint report to the general assembly outlining all statutes and rules affected by the moratorium and proposals to most effectively amend or repeal those statutes and rules.