

House Study Bill 554 - Introduced

HOUSE FILE _____

BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL BY
CHAIRPERSON KAUFMANN)

A BILL FOR

- 1 An Act relating to regulation of foods sold by minors.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 137F.1, subsection 8, Code 2020, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. n. A stand operated by a minor.

4 Sec. 2. Section 137F.1, Code 2020, is amended by adding the
5 following new subsection:

6 NEW SUBSECTION. 13A. "*Stand operated by a minor*" means
7 a stand or other facility operated by a person or persons
8 under the age of eighteen at which food is sold directly to
9 consumers that is not time/temperature control for safety food
10 or an alcoholic beverage and that operates on a temporary and
11 occasional basis on private property with the permission of the
12 owner of the property.

13 Sec. 3. NEW SECTION. 137F.8A **Stand operated by a minor.**

14 A municipal corporation or regulatory authority shall not
15 adopt or enforce an ordinance or rule that requires a license,
16 permit, or fee to sell or otherwise distribute food at a stand
17 operated by a minor.

18 EXPLANATION

19 The inclusion of this explanation does not constitute agreement with
20 the explanation's substance by the members of the general assembly.

21 This bill relates to food stands operated by minors.

22 Code chapter 137F, which provides for the regulation and
23 licensing of food establishments and food processing plants,
24 is amended.

25 Code section 137F.1, concerning definitions, is amended by
26 excepting from the definition of food establishment a stand
27 operated by a minor. The Code section is further amended
28 by defining a stand operated by a minor as a stand or other
29 facility operated by a person or persons under the age of
30 18 at which food is sold directly to consumers that is not
31 time/temperature control for safety food or an alcoholic
32 beverage and that operates on a temporary and occasional basis
33 on private property with the permission of the owner of the
34 property.

35 New Code section 137F.8A provides that a municipal

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1 corporation or regulatory authority shall not adopt or enforce
2 an ordinance or rule that requires a license, permit, or fee
3 to sell or otherwise distribute food at a stand operated by a
4 minor.