

Senate Study Bill 1040 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL BY
CHAIRPERSON GREEN)

A BILL FOR

1 An Act providing for the issuance of an annual statewide
2 license for a farmers market, including a license fee, and
3 including effective date provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 137F.6, subsection 1, paragraph h, Code
2 2023, is amended to read as follows:

3 h. For a farmers market where time/temperature control for
4 safety food is sold or distributed, one annual license fee
5 of one hundred fifty dollars for each vendor on a ~~countywide~~
6 statewide basis.

7 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
8 importance, takes effect upon enactment.

9 EXPLANATION

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

12 This bill provides for the statewide licensure of farmers
13 markets under the regulatory jurisdiction of the department
14 of inspections and appeals (DIA) or a political subdivision
15 that has entered into a contract with DIA (together termed a
16 "regulatory authority") under Code chapter 137F. According
17 to that chapter and rules adopted by DIA, a farmers market is
18 subject to regulation as a food establishment if its vendor
19 sells unpackaged foods that must be temperature controlled such
20 as meat, poultry, dairy products, cooked or prepared foods,
21 or soft pies requiring refrigeration (see 481 IAC 31.5). A
22 regulated farmers market must operate pursuant to an annual
23 license. A license fee of \$150 is imposed for the issuance of
24 the license, which is valid on a countywide basis (Code section
25 137F.6). The bill provides that the license is valid on a
26 statewide basis.

27 The bill takes effect upon enactment.