

One Hundred Fourth Legislature - First Session - 2015

Introducer's Statement of Intent

LB558

Chairperson: Senator Jerry Johnson

Committee: Agriculture

Date of Hearing: February 24, 2015

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 558 adds language to Neb. Rev. Stat. 81-2245.01 which defines a food establishment and those establishments which are exempted. This bill adds an exemption for a private home where food that is not potentially hazardous is prepared for sale indirectly to a consumer through a food establishment if:

- (i) The operation has registered with the department and complied with any applicable food safety requirements;
- (ii) The consumer is informed by a clearly visible placard at the sale location or on the package or container label that the food was prepared in a kitchen that is not subject to regulation and inspection by the regulatory authority;
- (iii) The operation has not more than fifty thousand dollars in gross annual sales during a calendar year;
- (iv) The operation does not employ more than one full-time equivalent employee, not including a family member or a member of the operator's household; and
- (v) The owner of the operation and his or her employees have undergone food handler training provided online on the department's web site. The department shall develop and make available an online food handler training program on its web site not later than December 31, 2015.

AM 489 has been introduced that allows a private home to also sell non potentially hazardous foods directly to consumers. AM 489 adds a permitting and annual inspection process in accordance with national best practices.

Principal Introducer: _____

Senator Rick Kolowski

