



OHIO LEGISLATIVE SERVICE COMMISSION

Bill Analysis

Jeff Grim

H.B. 444

132nd General Assembly
(As Introduced)

Rep. Sweeney

BILL SUMMARY

- Requires a local board of health to charge a seasonal food service operation a license fee that is one-half of the license fee for a food service operation that is not a seasonal food service operation.
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CONTENT AND OPERATION

Seasonal food service operations

The bill requires a local board of health to charge a seasonal food service operation a license fee that is one-half of the annual license fee for a food service operation that is not a seasonal operation. A food service operation is an establishment that receives a majority of its revenue from sales of food that is prepared and served in individual portions. Examples of food service operations are restaurants, cafeterias, and schools. A food service operation is licensed to operate by a board of health with oversight by the Director of Health.¹

Currently, a local board of health charges a seasonal food service operation the same annual license fee as a food service operation that is not a seasonal operation. Each local board of health establishes the amount of the license fee according to a uniform methodology established jointly by the Directors of Agriculture and Health. Thus, the license fee varies amongst local health districts.²

¹ R.C. 3717.45(A); and 3717.01 and 3717.41, not in the bill.

² R.C. 3717.45(A), R.C. 3717.07, not in the bill, and O.A.C. 3701-21-02.1(A).

The bill retains the authority of a local board of health to charge fees for the following relating to food service operations, including seasonal operations:

(1) Review of facility layout and equipment specifications pertaining to food service operations, other than mobile and temporary food service operations, or similar reviews conducted for vending machine locations;

(2) Any necessary collection and bacteriological examination of samples from food service operations, or similar services specified in rules adopted under the law governing food service operations by the Director of Health; and

(3) Attendance at a course of study offered by the board in food protection as it pertains to food service operations, if the course is approved by the Director.³

In addition, the bill retains the Director's authority to establish by rule a state fee for food service operation licenses for use in administering and enforcing the provisions of the law governing food service operations and the rules adopted under it.⁴

HISTORY

ACTION	DATE
Introduced	12-12-17

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³ R.C. 3717.45(B).

⁴ R.C. 3717.45(C)(1).

