

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 172 – HB 166

March 12, 2013

SUMMARY OF ORIGINAL BILL: Enacts the Tennessee Retail Food Safety Act, administered by the Department of Agriculture (DOA), by rewriting the existing Retail Food and Store Inspection Act of 1986, to ensure that food offered in food service establishments located within retail food stores for public consumption are safe as prepared, processed, served, packaged, and delivered. Rewrites the Hotel, Food Service Establishment and Public Swimming Pool Inspection Act of 1985 by deleting all references to food service establishments. Enacts the Tennessee Food Safety Act, administered by the Department of Health (DOH), by rewriting the existing Quick Fast Food Establishments Law, so that all regulation of food service establishments under the jurisdiction of DOH is codified under the same Act. Makes the provisions of the Tennessee Retail Food Safety Act applicable with provisions of the Tennessee Food Safety Act.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (004443): Deletes the original bill in its entirety. Enacts the Tennessee Retail Food Safety Act, administered by the Department of Agriculture (DOA), by rewriting the existing Retail Food and Store Inspection Act of 1986, to ensure that food offered in food service establishments located within retail food stores for public consumption are safe as prepared, processed, served, packaged, and delivered. Rewrites the Hotel, Food Service Establishment and Public Swimming Pool Inspection Act of 1985 by deleting all references to food service establishments. Enacts the Tennessee Food Safety Act, administered by the Department of Health (DOH), by rewriting the existing Quick Fast Food Establishments Law, so that all regulation of food service establishments under the jurisdiction of DOH is codified under the same Act. Makes the provisions of the Tennessee Retail Food Safety Act applicable with provisions of the Tennessee Food Safety Act.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- According to DOA, updating the existing Retail Food and Store Inspection Act of 1986 will not result in a significant fiscal impact to state or local government.
- All county health departments that DOA enters into agreement or contract with, to implement the provisions of the Tennessee Retail Food Safety Act, shall collect the applicable permit fees from food establishments located within such counties and will retain 100 percent of such permit fees. Any fiscal impact to state or local governments is estimated to be not significant.
- According to DOH, this bill will not result in a significant fiscal impact to state or local government. Any updates to the Hotel, Food Service Establishment and Public Swimming Pool Inspection Act of 1985 and the Quick Fast Food Establishments Law will be accommodated within existing resources without an increased appropriation or reduced reversion.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Lucian D. Geise, Executive Director

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