

1 HB528
2 184682-2
3 By Representative Wilcox (N & P)
4 RFD: Mobile County Legislation
5 First Read: 18-APR-17

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Mobile County; to prohibit the Mobile
14 County Health Department from regulating any intermittent food
15 service establishment that prepares food in association with a
16 regional celebration or tradition if the food service
17 establishment does not prepare, sell, or distribute food on a
18 regular basis or in its regular line of business.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. (a) For the purposes of this act,
21 intermittent food service establishment shall mean any entity
22 that does not prepare or serve food in its regular line of
23 business but prepares and serves food on an intermittent basis
24 for a period of time not to exceed three days per week, at a
25 single, specified or designated location in conjunction with a
26 recurring event such as a local or regional celebration,
27 tradition, custom, or cultural event.

1 (b) The Mobile County Health Department shall not
2 regulate an intermittent food service establishment that
3 prepares food in association with a regional celebration or
4 tradition when the establishment does not prepare, sell, or
5 distribute food on a regular basis or in its regular line of
6 business.

7 (c) Any intermittent food service establishment that
8 provides an offer of food or food for sale as a part of a
9 regional celebration or tradition shall place a disclaimer or
10 notice on a placard not smaller than 11 inches by 17 inches,
11 in black bold type on a clear white background and in a
12 conspicuous location specifically stating the following:
13 "Under Alabama law, the consumer has the right to know that
14 this establishment does not possess a permit issued by the
15 State Department of Public Health for the preparation and
16 distribution of food at this location. The consumption of any
17 food at this location is at the consumer's own risk."

18 Section 2. This act shall become effective
19 immediately following its passage and approval by the
20 Governor, or its otherwise becoming law.