

ASSEMBLY, No. 1464

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman PAUL D. MORIARTY

District 4 (Camden and Gloucester)

SYNOPSIS

Requires DOH to establish uniform standards for retail food establishment health and sanitary evaluation placards.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** concerning retail food establishment health and sanitary
2 evaluation placards and supplementing Title 26 of the Revised
3 Statutes.

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5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*

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8 1. a. The Commissioner of Health, in consultation with local
9 health agencies, shall establish a uniform standard for health and
10 sanitary evaluation placards that represent a health inspector's
11 evaluation of the health and sanitary conditions of a retail food
12 establishment and are posted by that establishment in a conspicuous
13 place for view by the public.

14 The uniform standard shall include a three-tier, color-coded
15 evaluation placard system indicating "satisfactory," "conditionally
16 satisfactory," or "unsatisfactory" compliance by a retail food
17 establishment subject to the State Sanitary Code, established
18 pursuant to section 7 of P.L.1947, c.177 (C.26:1A-7), and any rules
19 and regulations adopted pursuant thereto.

20 b. This act shall supersede any municipal ordinance or
21 regulation concerning health and sanitary evaluation placards
22 posted in retail food establishments.

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24 2. The Commissioner of Health shall adopt rules and
25 regulations, pursuant to the "Administrative Procedure Act,"
26 P.L.1968, c.410 (C.52:14B-1 et seq.), as necessary to effectuate the
27 purposes of this act.

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29 3. This act shall take effect on the first day of the fourth month
30 next following the date of enactment, but the Commissioner of
31 Health may take such anticipatory administrative action in advance
32 thereof as shall be necessary for the implementation of this act.

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35 **STATEMENT**

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37 This bill requires the Commissioner of Health, in consultation with
38 local health agencies, to establish a uniform standard for health and
39 sanitary evaluation placards that includes a three-tier color-coded
40 evaluation system to indicate a health inspector's evaluation of the
41 compliance of a retail food establishment subject to the State Sanitary
42 Code.

43 Currently, upon the conclusion of a retail food establishment's
44 health inspection, the inspector issues one of three evaluation placards:
45 "satisfactory," "conditionally satisfactory," or "unsatisfactory." These
46 placards are posted by a retail food establishment in a conspicuous
47 place for view by the public. There is no uniform color-coded

1 standard in the State for visually distinguishing between the three
2 evaluation placards.

3 The bill, requires the new uniform standard to include a three-tier
4 color-coded evaluation placard system indicating “satisfactory,”
5 “conditionally satisfactory,” or “unsatisfactory” compliance by a retail
6 food establishment subject to the State Sanitary Code, and any rules
7 and regulations adopted thereunder. The bill also explicitly states that
8 the provisions under the bill would supersede any municipal ordinance
9 or regulation concerning health and sanitary evaluation placards posted
10 in retail food establishments.