

26 Utah Code Sections Affected:

27 AMENDS:

28 26-15-5, as enacted by Laws of Utah 1981, Chapter 126



30 *Be it enacted by the Legislature of the state of Utah:*

31 Section 1. Section 26-15-5 is amended to read:

32 **26-15-5. Requirements for food handlers.**

33 (1) As used in this section:

34 (a) "Approved training provider" means an entity:

35 (i) ~~H~~→ using a training program ←~~H~~ accredited by the American National Standards

35a Institute under ANSI ASTM

36 International E2659-09 Standard Practice for Certificate Programs; ~~H~~→ [and] or ←~~H~~

37 (ii) approved by the department under Subsection (7) to provide a food handler training  
38 certificate course and test.

39 (b) "Food handler" means a person who prepares, stores, or serves food for a food  
40 service establishment.

41 (c) "Food handler permit" means a permit issued by the a local health department to  
42 allow a person to serve as a food handler.

43 (d) "Food handler training certificate" means a certificate indicating successful  
44 completion of a training course and test:

45 (i) related to the standards under Subsections (1)(a)(i) and (6)(b); and

46 (ii) administered by an approved training provider;

47 (e) "Food service establishment" has the same meaning as provided in Section  
48 26-15a-102.

49 (2) A person may not serve as a food handler for a food service establishment unless  
50 the person:

51 (a) obtains a valid food handler training certificate as provided under this section; and

52 (b) holds a valid food handler permit as provided under this section.

53 (3) (a) A person may obtain a food handler training certificate by successfully  
54 completing a food handler training certificate course from an approved training provider.

55 (b) A food handler training certificate may be used for one year after issuance to obtain  
56 a food handler permit.

57 (4) (a) A person may obtain a food handler permit by:  
 58 (i) presenting a valid food handler training certificate to a local health department; and  
 59 (ii) paying a food handler permit fee to the local health department.

60 (b) A local health department may not charge more than \$10 for a food handler permit.

61 (5) (a) A person serving as a food handler for a food service establishment shall obtain  
 62 a food handler permit:

63 (i) within 30 days of initial employment with a food service establishment ~~H~~→ or prior to  
 63a handling any food ←~~H~~ ;

64 (ii) immediately upon expiration of the person's food handler permit; and

65 (iii) every three years thereafter.

66 (b) A person who holds a valid food handler permit under this section may serve as a  
 67 food handler throughout the state without restriction.

68 (c) A food handler permit is valid for three years from the date of issuance.

69 (6) The food handler training certificate course required under Subsection (3), shall:

70 (a) be designed to be completed within approximately two and a half hours;

71 (b) provide basic instruction on the Center for Disease Control and Prevention's Top  
 72 Five Foodborne Illness Risk Factors, including:

73 (i) improper hot/cold holding temperatures of potentially hazardous food;

74 (ii) improper cooking temperatures of food;

75 (iii) dirty or contaminated utensils and equipment;

76 (iv) poor employee health and hygiene; and

77 (v) food from unsafe sources;

78 (c) be offered through:

79 (i) a trainer-led class;

80 (ii) online through the Internet; or

81 (iii) through a combination of Subsections (6)(c)(i) and (ii); and

82 (d) include a food handler training certificate to indicate the successful completion of  
 83 the course, which:

84 (i) shall include identifying information determined by department rule;

85 (ii) may be delivered digitally or on-line; and

86 (iii) is not required to include a photo of the certificate holder.

87 (7) The department shall establish procedures to allow qualified entities to be an