

**Representative Melissa G. Ballard** proposes the following substitute bill:

**SANITATION AMENDMENTS**

2021 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Melissa G. Ballard**

Senate Sponsor: Todd D. Weiler

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**LONG TITLE**

**General Description:**

This bill imposes additional sanitation requirements on facilities.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ requires a local health department to create an informational notice if the local health department does not annually inspect ~~H~~→ **commercial** ←~~H~~ cosmetology facilities;
- ▶ requires a ~~H~~→ **commercial** ←~~H~~ cosmetology facility to post an informational notice in a visible area;
- ▶ authorizes a local health department to impose a fine for a ~~H~~→ **commercial** ←~~H~~ cosmetology facility's failure to comply with the informational notice requirement;
- ▶ requires the Division of Occupational and Professional Licensing to inform licensed individuals of the requirement to post a notice in a ~~H~~→ **commercial** ←~~H~~ cosmetology facility; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**



26 AMENDS:

27 26-15-1, as last amended by Laws of Utah 2020, Chapter 311

28 26-15-2, as last amended by Laws of Utah 2007, Chapter 25

29 ENACTS:

30 26-15-14, Utah Code Annotated 1953



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

33 Section 1. Section 26-15-1 is amended to read:

34 **26-15-1. Definitions.**

35 As used in this chapter:

36 (1) "Body art facility" means a facility where an individual practices or instructs:

37 (a) body piercing;

38 (b) tattooing;

39 (c) permanent cosmetics; or

40 (d) microblading.

41 (2) " ~~H~~ ~~→~~ [Cosmetology] Commercial cosmetology ~~←~~ ~~H~~ facility" means a facility where an

41a individual practices or instructs:

42 (a) barbering;

43 (b) cosmetology/barbering;

44 (c) electrology;

45 (d) esthetics;

46 (e) master-level esthetics;

47 (f) hair design; or

48 (g) nail technology.

49 [(+)] (3) (a) "Food handler" means any person working part-time or full-time in a food  
50 service establishment who:

51 (i) moves food or food containers, prepares, stores, or serves food;

52 (ii) comes in contact with any food, utensil, tableware or equipment; or

53 (iii) washes the same.

54 (b) "Food handler" includes:

55 (i) owners, supervisors, and management persons, and any other person working in a

56 food-service establishment; or

119 needed.

120 (5) Each ~~H~~→ calendar ←~~H~~ year the Division of Occupational and Professional Licensing

120a shall provide a

121 notification describing the requirements of Subsection (2) to each individual who:

122 (a) is licensed under Title 58, Chapter 11a, Cosmetology and Associated Professions

123 Licensing Act; ~~H~~→ [and] ←~~H~~

124 (b) practices in a county where the local health department does not conduct annual

125 inspections of cosmetology facilities ~~H~~→ [;] ; and

125a (c) **has provided the Division of Occupational and Professional Licensing the**

125b **individual's email address.** ←~~H~~

126 (6) The requirements of this section do not apply to a local health department if the

127 local health department inspects at least annually cosmetology facilities located within the local

128 health department's jurisdiction.