

# HOUSE BILL 127

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By: **Delegate Kipke**

Introduced and read first time: January 18, 2010

Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Public Health – Food Establishments – Transportation of Perishable Foods**

3 FOR the purpose of requiring certain food establishments to transport certain foods  
4 from a wholesale food warehouse or distribution center in accordance with  
5 certain standards; requiring a wholesale food warehouse or distribution center  
6 to display a certain sign; requiring the Department of Health and Mental  
7 Hygiene to adopt regulations establishing certain standards for the  
8 transportation of certain foods, requirements for the display of a certain sign,  
9 and certain fines; and generally relating to the transportation of perishable  
10 foods by food establishments.

11 BY adding to

12 Article – Health – General  
13 Section 21–330.1  
14 Annotated Code of Maryland  
15 (2009 Replacement Volume)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article – Health – General**

19 **21–330.1.**

20 **(A) (1) A FOOD ESTABLISHMENT REQUIRED TO BE LICENSED UNDER**  
21 **THIS SUBTITLE SHALL TRANSPORT PERISHABLE FOODS FROM A WHOLESALE**  
22 **FOOD WAREHOUSE OR DISTRIBUTION CENTER IN ACCORDANCE WITH THE**  
23 **STANDARDS ADOPTED BY THE DEPARTMENT UNDER SUBSECTION (B)(1) OF**  
24 **THIS SECTION.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(2) A WHOLESALE FOOD WAREHOUSE OR DISTRIBUTION CENTER**  
2 **SHALL DISPLAY A SIGN IN ACCORDANCE WITH THE REQUIREMENTS ADOPTED**  
3 **UNDER SUBSECTION (B)(2) OF THIS SECTION THAT GIVES NOTICE OF THE**  
4 **STANDARDS AND FINES ADOPTED UNDER SUBSECTION (B)(1) AND (3) OF THIS**  
5 **SECTION REGARDING THE TRANSPORTATION OF PERISHABLE FOODS.**

6           **(B) THE DEPARTMENT SHALL ADOPT REGULATIONS ESTABLISHING:**

7           **(1) STANDARDS FOR THE TRANSPORTATION OF PERISHABLE**  
8 **FOODS FROM A WHOLESALE FOOD WAREHOUSE OR DISTRIBUTION CENTER TO A**  
9 **FOOD ESTABLISHMENT REQUIRED TO BE LICENSED UNDER THIS SUBTITLE;**

10           **(2) REQUIREMENTS FOR THE DISPLAY OF A VISIBLE SIGN ON THE**  
11 **PREMISES OF THE WHOLESALE FOOD WAREHOUSE OR DISTRIBUTION CENTER**  
12 **THAT GIVES NOTICE OF THE REGULATIONS ADOPTED UNDER THIS SECTION;**  
13 **AND**

14           **(3) FINES FOR THE VIOLATION OF SUBSECTION (A) OF THIS**  
15 **SECTION.**

16           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 2010.