

House Bill 1086

By: Representatives Ray of the 128<sup>th</sup>, Floyd of the 138<sup>th</sup>, Royal of the 164<sup>th</sup> and Purcell of the 147<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 2 of Chapter 2 of Title 26 of the Official Code of Georgia Annotated,  
2 known as the "Georgia Food Act," so as to provide that certain food sales establishments  
3 shall post licenses on the premises in an open and conspicuous manner so as to be visible to  
4 the public; to provide that neither the state nor any county, municipality, or consolidated  
5 government shall issue or renew any business or occupation license or permit for any food  
6 sales establishment until the food sales establishment complies with the requirements of this  
7 article; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Article 2 of Chapter 2 of Title 26 of the Official Code of Georgia Annotated, known as the  
11 "Georgia Food Act," is amended by striking Code Section 26-2-25, relating to licensing of  
12 food sales establishments, and inserting in its place the following:

13 "26-2-25.

14 It shall be unlawful for any person to operate a food sales establishment without having  
15 first obtained a license from the Commissioner. No license issued under this article shall  
16 be suspended or revoked except for health and sanitation reasons or violations of this  
17 article and until the licensee to be affected shall be provided with reasonable notice thereof  
18 and an opportunity for hearing, as provided under Chapter 13 of Title 50, the 'Georgia  
19 Administrative Procedure Act.' Licenses issued under this article shall be valid until  
20 suspended or revoked and shall not be transferable with respect to persons or location.  
21 There shall be no fee for such license. Each food sales establishment licensed pursuant to  
22 this Code section shall post such license on the premises in an open and conspicuous  
23 manner so as to be visible to the public. Neither the state nor any county, municipality, or  
24 consolidated government shall issue or renew any business or occupation license or permit  
25 for any food sales establishment until the establishment complies with the requirements of  
26 this article."

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**SECTION 2.**

2 All laws and parts of laws in conflict with this Act are repealed.