

House Bill 467 (COMMITTEE SUBSTITUTE)

By: Representatives Heard of the 104th, Franklin of the 43rd, Graves of the 12th, Morgan of the 39th, and Cheokas of the 134th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 26-2-373 of the Official Code of Georgia Annotated, relating to
2 promulgation of rules, regulations, and standards by the Department of Human Resources
3 and county boards of health, so as to require additional standards on certain matters; to
4 provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 26-2-373 of the Official Code of Georgia Annotated, relating to promulgation
8 of rules, regulations, and standards by the Department of Human Resources and county
9 boards of health, is amended by striking subsection (a) and inserting in lieu thereof the
10 following:

11 "(a) For the purpose of protecting the public health, the Department of Human Resources
12 shall have the power to adopt and promulgate such rules and regulations as it deems
13 necessary and proper to carry out the purpose and intent of this article, including the
14 establishment of reasonable standards of sanitation for food service establishments and
15 such establishments which are also retail frozen dessert packagers and the examination and
16 condemnation of unwholesome food therein. The Department of Human Resources shall
17 establish a uniform grading sheet with respect to inspecting food service establishments for
18 the purpose of meeting the standards established by the department, and such grading sheet
19 shall be utilized statewide no later than January 1, 2006. The Department of Human
20 Resources shall promulgate rules and regulations for posting the uniform grading sheet in
21 each food service establishment. County boards of health are authorized to adopt and
22 promulgate supplementary rules and regulations, including the establishment of reasonable
23 standards of sanitation for food service establishments, consistent with those adopted and
24 promulgated by the department and may provide a supplemental grading sheet which may
25 supplement the state-wide grading sheet but shall not replace the state-wide grading sheet.

1 The department and the county boards of health may obtain technical and laboratory
2 assistance from the Department of Agriculture."

3 **SECTION 2.**

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