

2 **ESHB 2325** - S COMM AMD

3 By Committee on Agriculture & International Trade

4 ADOPTED 03/06/02

5 Strike everything after the enacting clause and insert the
6 following:

7 NEW SECTION. **Sec. 1.** The legislature finds and declares that the
8 distribution of food by donors to charitable organizations, such as
9 shelters, churches, and fraternal organizations, serving communal meals
10 to needy individuals can be done safely consistent with rules and
11 recommended health and safety guidelines. The establishment of
12 recommended donor guidelines by the department of health can educate
13 the public about the preparation and handling of food donated to
14 charitable organizations for distribution to homeless and other needy
15 people. The purpose of this act is to authorize and facilitate the
16 donation of food to needy persons in accordance with health and safety
17 guidelines and rules, to assure that the donated food will not place
18 needy recipients at risk, and to encourage businesses and individuals
19 to donate surplus food to charitable organizations serving our state's
20 needy population.

21 NEW SECTION. **Sec. 2.** A new section is added to chapter 69.80 RCW
22 to read as follows:

23 (1) No later than December 31, 2004, the state board of health
24 shall promulgate rules for the safe receipt, preparation, and handling
25 by distributing organizations of food accepted from donors in order to
26 facilitate the donation of food, free of charge, and to protect the
27 health and safety of needy people.

28 (2) No later than December 31, 2004, the department of health, in
29 consultation with the state board of health, shall develop educational
30 materials for donors containing recommended health and safety
31 guidelines for the preparation and handling of food donated to
32 distributing organizations.

33 **Sec. 3.** RCW 69.80.050 and 1983 c 241 s 6 are each amended to read
34 as follows:

1 (1) Appropriate state and local agencies are authorized to inspect
2 donated food items for wholesomeness and may establish procedures for
3 the handling of food items.

4 (2) To facilitate the free distribution of food to needy persons,
5 the local health officer, upon request from either a donor or
6 distributing organization, may grant a variance to chapter 246-215 WAC
7 covering physical facilities, equipment standards, and food source
8 requirements when no known or expected health hazard would exist as a
9 result of the action.

10 NEW SECTION. Sec. 4. Section 3 of this act is necessary for the
11 immediate preservation of the public peace, health, or safety, or
12 support of the state government and its existing public institutions,
13 and takes effect immediately."

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17 On page 1, line 1 of the title, after "food;" strike the remainder
18 of the title and insert "amending RCW 69.80.050; adding a new section
19 to chapter 69.80 RCW; creating a new section; and declaring an
20 emergency."

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