

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 2325

Chapter 217, Laws of 2002

57th Legislature
2002 Regular Session

DONATED FOOD

EFFECTIVE DATE: 6/13/02 - Except section 3, which becomes effective 3/28/02.

Passed by the House March 11, 2002
Yeas 96 Nays 0

FRANK CHOPP
Speaker of the House of Representatives

Passed by the Senate March 6, 2002
Yeas 47 Nays 0

BRAD OWEN
President of the Senate

Approved March 28, 2002

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

I, Cynthia Zehnder, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 2325** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER

Chief Clerk

FILED

March 28, 2002 - 8:50 a.m.

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 2325

AS AMENDED BY THE SENATE

Passed Legislature - 2002 Regular Session

State of Washington

57th Legislature

2002 Regular Session

By House Committee on Agriculture & Ecology (originally sponsored by Representatives Wood, Schoesler, Gombosky, Kessler, Linville, Kagi and Esser)

Read first time 02/01/2002. Referred to Committee on .

1 AN ACT Relating to donated food; amending RCW 69.80.050; adding a
2 new section to chapter 69.80 RCW; creating a new section; and declaring
3 an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

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

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

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

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

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

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

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

24 NEW SECTION. **Sec. 4.** Section 3 of this act is necessary for the
25 immediate preservation of the public peace, health, or safety, or
26 support of the state government and its existing public institutions,
27 and takes effect immediately.

Passed the House March 11, 2002.

Passed the Senate March 6, 2002.

Approved by the Governor March 28, 2002.

Filed in Office of Secretary of State March 28, 2002.