

HB 2060 -2 STAFF MEASURE SUMMARY
House Committee On Agriculture and Land Use

Prepared By: Laura Kentnesse, LPRO Analyst

Meeting Dates: 1/22, 1/24, 2/19

WHAT THE MEASURE DOES:

Authorizes the Oregon Department of Agriculture (ODA) to order condemnation or closure of certain food establishments if the required ODA authorization for operation has not been obtained or has lapsed. Requires ODA give notice to the food establishment owner or operator at least 30 days prior to any condemnation or closure order. Makes violation of an order subject to a civil penalty, not to exceed \$10,000 per violation.

FISCAL: Has minimal fiscal impact

REVENUE: No revenue impact

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

-2 Requires Oregon Department of Agriculture (ODA), prior to ordering condemnation or closure of a food establishment, to provide notice as statutorily required for establishments with lapsed authorizations, and to provide notice as provided by rule that allows at least 45 days for compliance for establishments that have never obtained authorization.

FISCAL: Has minimal fiscal impact

REVENUE: No revenue impact

BACKGROUND:

The Oregon Department of Agriculture (ODA) is responsible for the inspection and regulation of food establishment operations. ORS 616.695 broadly defines food establishments as: 1) places where food storing, preparing, compounding, manufacturing, processing, freezing, packaging, distributing, handling, salvaging, or displaying occurs, 2) the ground upon and adjacent to operations, and 3) vehicles, machinery, equipment, utensils, tools, fixtures, implements, and all other items used to operate the business.

House Bill 2060 would authorize ODA to order condemnation and closure of certain food establishments and would establish a civil penalty for order violation.