

SHORT TITLE: Public health and safety; food and frozen food locker plants; effective date.

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

SENATE BILL NO. 1145

By: Stipe

AS INTRODUCED

An Act relating to public health and safety; amending 63 O.S. 1991, Sections 1-1115 and 1-1123, which relate to food and frozen food locker plants; clarifying language; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 63 O.S. 1991, Section 1-1115, is amended to read as follows:

Section 1-1115. A. The State Commissioner of Health or ~~his~~ a duly-authorized agent shall have free access at all reasonable hours to any factory, warehouse, or establishment in which foods are manufactured, processed, packed, or held for introduction into commerce, or to enter any vehicle being used to transport or hold such foods in commerce after notice to the owner, or person in charge of such factory, warehouse, establishment, or vehicle, for the purpose:

~~(1) of inspecting:~~

1. Inspecting such factory, warehouse, establishment or vehicle to determine if any of the provisions of this article are being violated; and

~~(2) to secure~~ 2. Securing samples or specimens of any food after paying or offering to pay for such sample.

B. It shall be the duty of the Commissioner to make or cause to be made examinations of samples secured under the provisions of this section to determine whether or not any provision of this article is

being violated; provided, that a copy of the report thereof shall be furnished to the owner of such factory, warehouse, establishment, or vehicle upon written request to the Commissioner; and provided, further, that nothing in this article shall be construed to limit, modify, repeal or affect in any way the powers, duties or functions of the State Board of Agriculture.

SECTION 2. AMENDATORY 63 O.S. 1991, Section 1-1123, is amended to read as follows:

Section 1-1123. Upon receipt of an application for license for a new frozen food locker plant, or branch plant, the State Commissioner of Health shall require that, within thirty (30) days, an inspection be made of the locker plant or branch locker plant, its equipment, facilities, surrounding premises, slaughtering facilities, and similar items, and, if its operations, construction and equipment comply with the provisions of law and the authorized rules ~~and regulations~~ of the State Board of Health applicable to such plants, the Commissioner shall issue such license.

SECTION 3. This act shall become effective November 1, 1996.

45-2-2048

CJ