STATE OF NEW YORK

3544

2017-2018 Regular Sessions

IN ASSEMBLY

January 27, 2017

Introduced by M. of A. OTIS, McDONALD, ABINANTI, JOYNER -- Multi-Sponsored by -- M. of A. BRAUNSTEIN, SIMON -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to requiring sanitary gloves to be changed after performing certain tasks

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision 3 of section 1352 of the public health law, as added by chapter 529 of the laws of 1991, is amended to read as follows:

3. The commissioner shall require in food service establishments, as defined in the state sanitary code, for foods to be conveyed to the consumer uncooked and for foods handled after being cooked but prior to being conveyed to the consumer, that such food not come into direct manual contact with persons responsible for preparing or serving the food. Sanitary gloves, sanitary utensils or other effective barriers shall be utilized to avoid manual contact in the preparation and conveyance of these foods to the consumer. **Sanitary gloves shall be changed after handling raw foods, performing tasks that do not involve food preparation or processing, handling garbage, and after performing any other work where gloves may have become soiled or contaminated.** In preparing regulations pursuant to this subdivision, the commissioner may provide for an alternate standard that would permit minimal manual contact based upon finding that such alternate standard would protect worker safety and not compromise consumer health. In preparing regulations the commissioner shall consult with representatives of the food service industry, including workers in the industry.

§ 2. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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