

NEVADA STATE JOURNAL PROOF OF PUBLICATION

STATE OF NEVADA }
COUNTY OF WASHOE } ss.

IVALOO NICKOVICH

being first duly sworn, deposes and says: That
he is the Principal Clerk of THE NEVADA
STATE JOURNAL, a daily newspaper published
at Reno, in Washoe County, in the State of Nevada.

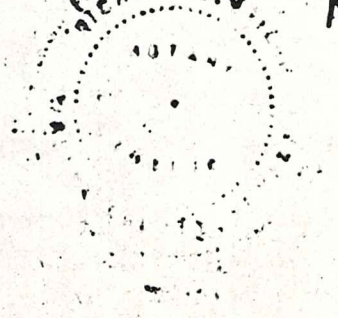
That the notice OF COUNTY ORDINANCE
BILL NO. 87 ORDINANCE NO. 120
of which a copy is hereto attached, was first pub-
lished in said newspaper in its issue dated the
27th day of August, 1963
and was published in each issue of
said newspaper thereafter for Sept. 3rd

the full period of 2 days, the last publication
thereof being in the issue dated the 3rd day
of September, 1963

Signed *Ivaloo Nickovich*
Subscribed and sworn to before me this

3rd day of September, 1963

Richard J. Taylor
Notary Public.



NOTICE OF COUNTY ORDINANCE
NOTICE IS HEREBY GIVEN that
Bill No. 87, Ordinance No. 120, an Ordinance to require yearly examination of food handlers; statement of public policy; definitions; food handler's cards; expiration dates and fees; requirements; physical and medical examinations; prohibiting employment and appeals; penalties; and other matters relating thereto, was proposed on the 26th day of August, 1963, by Commissioner Streeter, and was passed on said date by the following vote of the Board of County Commissioners:
Ayes: Commissioners McKenzie, McKissick, Streeter, Cunningham, Sauer
Nays: Commissioners None
Absent: Commissioners None
This Ordinance will be in full force and effect from and after September 3rd, 1963, the date of the second publication of said ordinance by its title only. Typewritten copies of the above Ordinance are available for inspection by all interested parties at the office of the County Clerk at the Courthouse, Reno, Nevada.
M. K. Brown,
County Clerk and Clerk of the Board of County Commissioners
Washoe County, Nevada
Aug. 27-Sept. 3, 1963

SUMMARY: An Ordinance requiring yearly physical examination of food handlers.

BILL NO. 87

ORDINANCE NO. 120

AN ORDINANCE TO REQUIRE YEARLY EXAMINATION OF FOOD HANDLERS; STATEMENT OF PUBLIC POLICY; DEFINITIONS; FOOD HANDLER'S CARDS; EXPIRATION DATES AND FEES; REQUIREMENTS; PHYSICAL AND MEDICAL EXAMINATIONS; PROHIBITING EMPLOYMENT AND APPEALS; PENALTIES; AND OTHER MATTERS RELATING THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY DO ORDAIN:

Section 1. It is hereby found and declared that the protection of the health, safety, and welfare of the inhabitants of the County of Washoe require the control and regulation of all persons engaged as food handlers and pursuant to the General Welfare and to Chapter 261 of the 52nd Session of the Nevada Legislature that the foregoing control of food handlers is hereby enacted.

Section 2. Definitions - wherever used in this article unless a different meaning appears from the context:

- A. "APPROVED" shall mean acceptable to the Board of Health based on their determination as to conformance with appropriate standards and good Medical and Public Health Practice.
- B. "FOOD" shall mean any raw, cooked or processed edible substance, beverage, confection, used or intended for use or for sale in whole or in part for ultimate human consumption.
- C. "FOOD HANDLER" shall mean any person or employee engaged in the handling, preparation, storage or service of any food or drink or the sanitizing of utensils in any food service establishment or food processing establishment.
- D. "FOOD PROCESSING ESTABLISHMENT" shall mean a commercial establishment in which food is processed or otherwise prepared and packaged for human consumption.
- E. "FOOD SERVICE ESTABLISHMENT" shall mean any fixed or mobile restaurant, coffee shop, cafeteria, bakery, short order cafe, luncheonette, grill, tea room, tavern, bar, cocktail lounge, night club, roadside stand, industrial-feeding establishment, vending machine operation, private, public or non-profit organization or institution routinely serving food; catering kitchen, commissary or similar place in which food or drink is

1.

prepared for sale or for service on the premises or elsewhere and any other eating, drinking or retail food sales establishment, grocery or meat market, butcher shop or other retail or wholesale meat packing or processing unit, or operation where food is served, prepared, provided or sold for the public with or without a charge.

- F. "HEALTH AUTHORITY" shall mean District Board of Health or his designated representatives.
- G. "PERSON" shall mean an individual or firm, partnership, company, corporation, trustee, association or any public or private entity in a food-service establishment or food processing establishment who transports food or food containers, who engages in food preparation or service, or who comes in contact with any food, food utensils, or equipment.
- H. "TEMPORARY FOOD SERVICE ESTABLISHMENT" shall mean any food service establishment which operates at a fixed location for a temporary period of time not to exceed two (2) weeks in connection with a fair, carnival, circus, public exhibition, or any other food service operation.

Section 3. FOOD HANDLER'S CARDS

- A. No persons shall engage in the handling, preparation, storage or service of any food or drink or the sanitizing of utensils in any food service establishment or food processing establishment, and no operator or owner of a food service establishment shall employ or permit any person to engage in such activities therein, unless such person holds a Food Handler's Card or Temporary Food Handler's Card issued by the Health Authority.
- B. In any employment agency or where an employment contract exists or any employment service where an individual usually seeks employment such agency shall be required to certify to the Health Authority that food handlers referred for employment hold a valid Food Handler's Card.
- C. A Temporary Food Handler's Card shall be valid for thirty (30) calendar days after which a food handler's card shall be required.
- D. A Food Handler's Card or certification of a Food Handler's Card shall be deposited with the operator of the food establishment during the term of employment and be available for inspection by the Health Authority or his duly authorized representatives at all times that the establishment is open for business.
- E. The Health Authority shall make such rules and regulations as are necessary to operate this program in accordance with good medical practice.
- F. The Health Authority shall inspect each food-service establishment, food processing establishment, and every

other food operation in the County of Washoe at least once each quarter (3 months) for compliance with provisions of this Ordinance.

Section 4. EXPIRATION DATE AND FEE

- A. All Food Handler's Cards shall expire one (1) year from the date of issuance.
- B. A fee of two dollars (\$2.00) shall be charged for each card issued except in cases of student food handlers employed upon school premises in which case no fee shall be charged.

Section 5. REQUIREMENTS

- A. As a prerequisite to the issuance of a Food Handler's Card, the Health Authority may impose any requirements, tests or examinations, physical, medical or other tests which may be necessary for the protection of the public health.
- B. Applications for a Food Handler's Card shall be made on forms provided by the Health Authority.
- C. Any person shall at his option, be permitted to substitute any physical or medical examination, laboratory or other test required in Section 5, A., when such is performed by an approved medical facility or licensed medical practitioner.

Section 6. PHYSICAL AND MEDICAL EXAMINATIONS - LABORATORY TESTS

- A. Any physical or medical examination, laboratory or other tests required by Section 5 shall be made by the Health Authority, unless the person elects the option in Section 5, C., and no fee shall be charged the person examined or subjected to such test when such examination or test is made by the Health Authority.
- B. The Health Authority shall not give any treatment required for any condition revealed by such examination or such test or tests, and the City-County District Health Department shall not be responsible in any manner for the cost of such treatment.

Section 7. PROHIBITING EMPLOYMENT - PROVISION FOR APPEAL

- A. The Health Authority may prohibit the employment of any person as a food handler in a food service establishment or food processing establishment or temporary food service establishment, when in the opinion of the Health Authority based upon the results of examination required under Section 5, such person will endanger the health of the residents of the County of Washoe.
- B. Any person prohibited from working may appeal such decision to the District Board of Health for review.
- C. Appeals shall be supported by a medical examination comparable to those imposed under Section 5, A., performed by an independent medical facility or licensed medical practitioner.

Section 8. PENALTIES FOR VIOLATION OF ARTICLE

- A. Any person found guilty of violating any provisions of this article shall be fined not less than five dollars (\$5.00) and not more than five hundred dollars (\$500.00) or by imprisonment in the County Jail for not more than six (6) months, or both.
- B. Each such person shall be guilty of a separate offense for each and every day during any portion of which a violation of any provision of this Article is committed, continued or permitted by any such person or employee.

Section 9. SEPARABILITY AND CONFLICT

- A. If any section, sub-section, sentence, clause, phrase, or portion of this Article is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not effect the validity of the remaining portions thereof.
- B. All ordinances, or parts of ordinances, inconsistent with or contrary hereto, are hereby repealed.

Proposed on the 26th day of August, 1963.

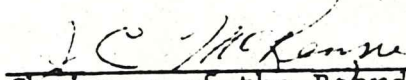
Proposed by Commissioner Streeter.

Passed on the 26th day of August, 1963 as an emergency action.

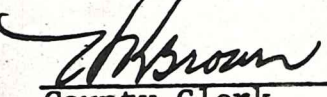
Vote: Ayes: Commissioners McKenzie, McKissick, Cunningham,
Sauer and Streeter

Nays: Commissioners None

Absent: Commissioners None


Chairman of the Board

ATTEST:


County Clerk

This ordinance shall be in force and effect from and after the 3rd day of September, 1963.