

## **Section 6**

### Subsection 4(a)

- Add “Establish retrofit or revocation of licensure procedures for MRFEs that do not meet minimum standards” to the requirements of the workgroup.

### Subsection 4(a)(2)

- Add “Criteria for follow-up procedures for a failed inspection” to the requirements of the workgroup

### Subsection 4(b)(3)

- Is a semi-annual inspection needed for mobile units that operate seasonally (6-months or less), or MRFEs that are low-risk (serves only non-TCS and prepackaged foods like an ice cream truck).
  - What trucks meet the criteria for a semi-annual inspection? Can this be clarified in the bill?
- Add “Inspection Responsibilities” and authorization fees for Temporary events for Fairs, Festivals and Special Events (Indy 500 fest, Elkhart County Fair- Largest County Fair in the Country, Indy Pride, Indiana State Fair, Covered Bridge Festival, etc.)
- Add “Establish a license revocation process, administrative hearing/court processes for MFRE’s with a history of noncompliance to the requirements of the workgroup.

### General Amendment proposals for subsection 4

- Add criteria to identify complaint or foodborne illness outbreak investigation procedures and MRFE responsibilities to the responsibilities of the workgroup.

### Subsection 5(b)(2)

- Update payment schedule to quarterly/annually (based on # of permits issued) to IDOH and indicate the payment remitted are to be utilized into a Specific Fund for the State Department of Health- Food Protection Division to maintain software for statewide MRFE database.

Or
- Can an LHD pay a flat rate fee annually for use of our State-wide software system? How will the state verify how many trucks there are if the county does not report a license has been issued?

Or

  - Flat fee for counties with less than X amount of mobile retail food establishments.

### Subsection 6

No amendment proposals

### Subsection Section 7

- Under responsibilities of the owner/operator of a MRFE can we add the following:
  - Notify the county of its intent to operate (Where & Length of Time)
  - Complete a County Authorization Form (Not a permit). This provides accountability of the owner and permits the county to have visibility on the MRFE traffic within their jurisdiction.
  - Owner/Operator of a MRFE shall ensure all civil penalties are paid to the required county prior to the re-instatement of revoked license or annual license renewal.
  - All violations previously documented by regulatory authority shall be corrected prior to leaving the county.
  - Owner/Operator of a MRFE shall post their permit on the window within customer view.

### Sub-section 8

- Under responsibilities of a LHD, can we add the following:
  - May issue a civil penalty in accordance with IAC 7-23 to a MRFE with a history of non-compliance within their jurisdiction?

## **Section 7**

### Subsection(b)(2)

- Add the following word “State-wide” before mobile retail food establishment license.

### **Actionable items that require further clarification:**

- Further clarification needed on how to identify license expiration dates:
  - Annual from January-December (Same calendar Year) Will there be flexibility to have a prorated rate if a MRFE applies for a license in July and it expires in December?
  - Annual from the month they purchase the license through the following year (example July 2027-July 2028)
- MRFEs do not all operate in the same capacity or carry the same risks as others. Is there any flexibility to install a tiered system for mobiles operating seasonally similar to examples below:
  - Tier 1: Low Risk/Non-TCS Foods/Pre-Packaged Foods Only
  - Tier 2: Same Day Service (Prep, Cook, Serve)
  - Tier 3: Complex Food (Prep, Cook, Cook, Reheat)&
  - Seasonal MRFE (Operating no more than 4 calendars months throughout the year)

-County Restricted MRFE License (For the operators who never plan to leave the county).  
Could this permit be generated at the county level?

Would this make the fees separate, or have a flat-rate fee regardless of mobile classification?

- Clarify that the State-wide MRFE License is issued by LHDs in compliance with licensing requirements and on **BEHALF** of the State Department of Health.
- Clarification that the Plan Review fee is separate from the license and inspection fee.
- Add a section that requires all MRFE inspections to be uploaded into state-wide system with specific timeframe.
- Add a section requiring event organizers to notify the regulatory authority within 30 days of the event with their intent to host mobile retail food establishments. A complete list of vendors should be provided based on the definition of Mobile Retail Food Establishment.
- Add section providing authority for the State Department of Health to intervene with mobile retail food establishments when necessary.
- Add authorization for cease and desist/civil penalty when an unauthorized MRFE is found operating within the County/State jurisdiction.