



# HOUSE COMMITTEE ON APPROPRIATIONS

## FISCAL NOTE

HOUSE BILL NO. 1377

PRINTERS NO. 1938

PRIME SPONSOR: Brooks

### COST / (SAVINGS)

FUND	FY 2012/13	FY 2013/14
General Fund	\$0	\$0

**SUMMARY:** House Bill 1377, Printer's Number 1938, amends Act 259 of 1943 (relating to the operation of restaurants in the Capitol and other State office buildings) to provide for licensing and inspection authority. This legislation would take effect immediately upon enactment.

**ANALYSIS:** This bill amends Act 259 of 1943, which authorizes the Department of General Services (DGS) to establish and maintain restaurants in the State Capitol and other State office buildings. The legislation clarifies which agency or authority has licensing and inspection jurisdiction over restaurants in the Capitol and other State office buildings. It also states that all restaurants covered by the act must comply with standards established under Title 3, Chapter 57, Subchapter A (dealing with retail food facility safety) and related regulations.

When DGS is able to secure a tenant to operate a restaurant, the tenant is licensed by the appropriate licensor with jurisdiction (state Department of Agriculture or a local health authority), and that a lease agreement between DGS and a tenant shall include the name of the licensor with jurisdiction. Additionally, for licensees of the Department of Labor and Industry that operate restaurants in state office buildings, the name of the licensor with jurisdiction shall be specified and the tenant shall secure the appropriate license.

If a tenant is not in compliance with the provisions of Title 3, Chapter 57, Subchapter A (relating to retail food facility safety), then the Department of Agriculture has the authority to license and inspect the restaurant. It also states that nothing shall invalidate any authority to license and inspect a restaurant conferred by consent upon the department by a licensor.

**FISCAL IMPACT:** Enactment of this legislation will have no adverse impact on Commonwealth funds as the Department of Agriculture already performs the functions outlined in the bill.

**PREPARED BY:** Jeffrey Clukey  
House Appropriations Committee (R)

**DATE:** June 11, 2013

*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*