Wisconsin Legislative Council

ACT MEMO

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2019 Wisconsin Act 60 [2019 Senate Bill 170]

Stands Operated by Minors

2019 Wisconsin Act 60 provides that a stand operated by a minor is not required to obtain a retail food establishment or food processing plant license from the Department of Agriculture, Trade, and Consumer Protection. The act further prohibits a local unit of government from banning, or requiring a permit or license for, a stand operated by a minor.

Under the act, a "stand operated by a minor" is a stand or other location at which goods, other than potentially hazardous food, are occasionally sold directly to consumers; that operates on a temporary, occasional basis; and that is operated solely by a person or persons under the age of 18 on private property with the permission of the property owner. "Potentially hazardous food" means a food that requires temperature control because it is in a form capable of supporting rapid and progressive growth of infectious or toxigenic microorganisms, growth and toxin production of Clostridium botulinum, or, in raw shell eggs, growth of Salmonella enteritidis.

Effective date: November 27, 2019

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