

ASSEMBLY, No. 1244

STATE OF NEW JERSEY 216th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2014 SESSION

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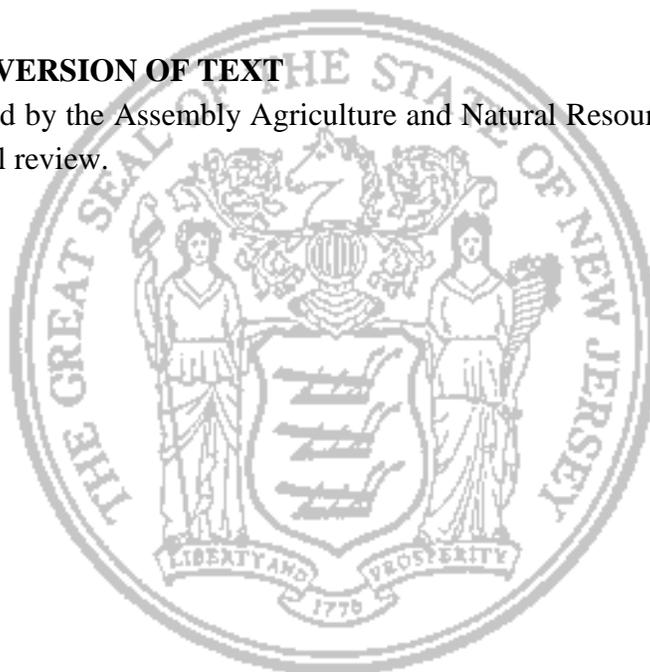
Assemblyman Wimberly, Assemblywoman Sumter and Assemblyman Chivukula

SYNOPSIS

Permits sale of home-baked goods under certain circumstances.

CURRENT VERSION OF TEXT

As reported by the Assembly Agriculture and Natural Resources Committee with technical review.



(Sponsorship Updated As Of: 5/23/2014)

1 AN ACT concerning the sale of certain foods and supplementing
2 Title 26 of the Revised Statutes.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. As used in this act:

8 “Bakery goods” means ready-to-eat baked food for which further
9 cooking is not required for food safety, which is classified by
10 regulation of the commissioner as being a not potentially hazardous
11 food to consumers and includes, but is not limited to, bread, rolls,
12 cakes, pies, cookies, or pastries.

13 “Commissioner” means the Commissioner of Health.

14 “Home-baked” means that the bakery good was prepared in a
15 kitchen in a private home that is not subject to regulation and
16 inspection by the Department of Health.

17 “Not potentially hazardous food” means a food which does not
18 require time or temperature control for safety to limit pathogenic
19 microorganism growth or toxin formation.

20

21 2. A person may sell home-baked bakery goods if the consumer
22 is notified by a clearly visible placard at the point of sale, in a
23 manner prescribed by the commissioner, that the bakery goods were
24 prepared in a kitchen that is not subject to regulation and inspection
25 by the Department of Health.

26

27 3. The commissioner, pursuant to the “Administrative
28 Procedure Act,” P.L.1968, c.410 (C.52:14B-1 et seq.), after
29 consultation with the Secretary of Agriculture, shall adopt rules and
30 regulations to effectuate the purposes of this act.

31

32 4. This act shall take effect on the first day of the seventh
33 month next following the date of enactment, but the Commissioner
34 of Health may take such anticipatory administrative action in
35 advance thereof as shall be necessary for the implementation of this
36 act.