



150th GENERAL ASSEMBLY  
FEE IMPACT

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**BILL:** SENATE BILL NO. 167  
**SPONSOR:** Senator Walsh  
**DESCRIPTION:** AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO INSPECTIONS OF FOOD ESTABLISHMENTS.

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*In accordance with 29 Del. C. §913, the following information is provided relating to licenses and fees.*

**Description of the Legislation:**

This Act requires the Department of Health and Social Services (DHSS) to create a mechanism of grading and classifying inspection results of food establishments to reflect an establishment's degree of compliance with food safety standards effective July 1, 2021. DHSS is also charged with creating a stakeholder panel to provide advice related to the content of the grading and classifying mechanism. To support the enforcement of the State of Delaware Food Code, DHSS is authorized to increase the permit fee for Public Eating Place food establishments.

**Affected Entities:**

This Act would affect all entities identified as Public Eating Place food establishments as well as DHSS.

**Fiscal Impact:**

This Act would increase the permit fee for food establishments identified as Public Eating Places from \$100 to \$150 for each permit beginning July 1, 2020. DHSS anticipates approximately 3,500 establishments to be impacted by the increased fee totaling \$175,000 in additional, annual revenue.

**Intended Use of Revenue:**

The revenue generated from permitting fees would be deposited into DHSS' Appropriated Special Fund to defray the costs of the grading and classification mechanism or to implement recommendations made by the stakeholder group. The revenue will also ensure Health System Protection is able to provide more efficient turnaround for plan reviews and inspections.

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