

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 8.20 of the Lincoln Municipal Code relating to the
 2 Lincoln Food Code by adding a new section numbered 8.20.065 entitled Clean-up of Vomiting
 3 and Diarrheal Events to better protect the public and food workers in the event of a vomiting or
 4 diarrheal incident at a food establishment; by adding a new section numbered 8.20.075 entitled
 5 Handwashing Signage to increase handwashing awareness; and by adding a new section
 6 numbered 8.20.235 entitled Food Handler Permits; Exemption to provide a food handler permit
 7 exemption which would allow volunteer food servers to work at temporary food establishments
 8 and/or events without food handler permits.

9 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

10 Section 1. That Chapter 8.20 of the Lincoln Municipal Code be amended by
 11 adding a new section numbered 8.20.065 to read as follows:

12 **8.20.065 Clean-up of Vomiting and Diarrheal Events.**

13 (a) A food establishment shall have written procedures for employees to follow when
 14 responding to vomiting or diarrheal events that involve the discharge of vomitus or fecal matter
 15 onto any surfaces in the food establishment. The procedures shall address the specific actions
 16 employees must take to minimize the spread of contamination and the exposure of employees,
 17 consumers, food, and surfaces to vomitus and fecal matter.

18 (b) A food establishment shall provide and maintain a Bodily Fluid Clean-Up kit to
 19 protect employees from exposure. At a minimum, the kit shall include eye protection,
 20 respiratory protection, disposable gloves, barrier gown, coagulating agent, disinfectant, paper
 21 towels, disposable scoop, biohazard bag, and garbage bag. For the purposes of this section,
 22 disinfectant shall mean a product currently listed in the United States Environmental Protection

1 [Agency Office of Pesticide Programs list G: EPA’s Registered Antimicrobial Products effective](#)
2 [against Norovirus.](#)

3 [\(c\) The provisions of this section shall not apply to:](#)

4 [\(1\) Temporary Food Establishments that are neither fully enclosed nor a vehicular](#)
5 [mounted food truck or trailer;](#)

6 [\(2\) Farmers’ Markets;](#)

7 [\(3\) Event Markets;](#)

8 [\(4\) Pushcarts.](#)

9 Section 2. That Chapter 8.20 of the Lincoln Municipal Code be amended by
10 adding a new section numbered 8.20.075 to read as follows:

11 **[8.20.075 Handwashing Signage.](#)**

12 [A sign or poster that notifies food employees to wash their hands shall be posted at all](#)
13 [handwashing sinks used by food employees and shall be clearly visible to food employees.](#)

14 Section 3. That Chapter 8.20 of the Lincoln Municipal Code be amended by
15 adding a new section numbered 8.20.235 to read as follows:

16 **[8.20.235 Food Handler Permits; Exemption.](#)**

17 [A food handler permit shall not be required for any volunteer person\(s\) who only serves](#)
18 [food at a temporary food establishment or temporary event if, prior to working, the volunteer](#)
19 [food server:](#)

20 [\(a\) Receives training in proper hand washing, no bare hand contact, and safe food](#)
21 [practices by the Food Protection Manager in charge using training approved by the Health](#)
22 [Director, and](#)

23 [\(b\) Signs a form affirming that he or she has not had diarrhea or vomiting in the past 48](#)
24 [hours, and that he or she understands and will practice no bare hand contact.](#)

1 Section 4. This ordinance shall be published, within fifteen days after the passage
2 hereof, in one issue of a daily or weekly newspaper of general circulation in the City, or posted
3 on the official bulletin board of the City, located on the wall across from the City Clerk's office
4 at 555 S. 10th Street, in lieu and in place of the foregoing newspaper publication with notice of
5 passage and such posting to be given by publication one time in the official newspaper by the
6 City Clerk. This ordinance shall take effect and be in force from and after its passage and
7 publication or after its posting and notice of such posting given by publication as herein and in
8 the City Charter provided.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2018:

Mayor