

BILL ANALYSIS

S.B. 1454
By: Carona
Public Health
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Currently, The Texas Department of Health cannot prevent adulterated or misbranded products from reaching consumers and is unable to take action when violations of the law occur and voluntary corrective action is ineffective. This bill will establish enforcement tools for manufacturers and distributors of frozen desserts (Health and Safety Code, Chapter 440) that will protect consumers.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

The bill amends the Health and Safety Code by including frozen dessert products and manufacturers in regulations under Chapter 431, Health and Safety Code. In addition the bill provides that a person holding a license under chapter 440 is not required to hold a license as a food manufacture or food wholesaler under subchapter J or subchapter A.

The TDH commissioner may refuse to grant a license, or may suspend or revoke a license issued under Chapter 440, Health and Safety Code.

EFFECTIVE DATE

September 1, 2003.