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SENATE BILL 5857

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State of Washington

61st Legislature

2009 Regular Session

By Senator Tom

Read first time 02/04/09. Referred to Committee on Health & Long-Term Care.

1 AN ACT Relating to prohibiting the use of trans fats in food  
2 establishments; and adding a new chapter to Title 69 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** Beginning July 1, 2010, a food establishment  
5 operating under a permit issued by a local public health officer may  
6 not serve food containing artificial trans fat. The restriction of  
7 artificial trans fat includes any food held for service, used in  
8 preparation of any menu item, or served in any food establishment.  
9 This restriction does not apply to food served directly to patrons in  
10 a manufacturer's original sealed package or any food served in a  
11 school.

12 NEW SECTION. **Sec. 2.** Except as otherwise provided in this  
13 section, a food establishment must maintain on-site the original labels  
14 for all food products that contain fats, oils, or shortenings that it  
15 has purchased. Documentation from the manufacturers of such food  
16 products, indicating whether they contain vegetable shortening,  
17 margarine, or any kind of partially hydrogenated vegetable oil, or

1 indicating trans fat content, may be maintained instead of original  
2 labels.

3 NEW SECTION. **Sec. 3.** The director of a local public health  
4 jurisdiction or the director's authorized representative is directed to  
5 enforce the artificial trans fat restriction and requirements under  
6 this chapter.

7 NEW SECTION. **Sec. 4.** Unless the context clearly requires  
8 otherwise, the definitions in this section apply throughout this  
9 chapter.

10 (1) "Food containing trans fat" means a food that is labeled as,  
11 lists as an ingredient, or has vegetable shortening, margarine, or any  
12 kind of partially hydrogenated vegetable oil. Food with a nutrition  
13 facts label or other documentation from the manufacturer listing the  
14 trans fat content of the food as less than 0.5 grams per serving shall  
15 not be deemed to contain artificial trans fat.

16 (2) "Local public health officer" has the same meaning as in RCW  
17 70.24.017.

18 NEW SECTION. **Sec. 5.** Sections 1 through 4 of this act constitute  
19 a new chapter in Title 69 RCW.

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