

**WAC 246-215-08350 Conditions of retention—Responsibilities of the permit holder (FDA Food Code 8-304.11).** Upon acceptance of the PERMIT issued by the REGULATORY AUTHORITY, the PERMIT HOLDER in order to retain the PERMIT shall:

(1) Post the PERMIT in a location in the FOOD ESTABLISHMENT that is conspicuous to CONSUMERS;

(2) Comply with the provisions of this chapter including the conditions of a granted VARIANCE as specified under WAC 246-215-08120, and APPROVED plans as specified under WAC 246-215-08205;

(3) If a FOOD ESTABLISHMENT is required under WAC 246-215-08210 to operate under a HACCP PLAN, comply with the plan as specified under WAC 246-215-08120;

(4) Immediately contact the REGULATORY AUTHORITY to report an illness of a FOOD EMPLOYEE or CONDITIONAL EMPLOYEE as specified under WAC 246-215-02215;

(5) Immediately discontinue operations and notify the REGULATORY AUTHORITY if an IMMINENT HEALTH HAZARD might exist as specified under WAC 246-215-08455;

(6) Allow representatives of the REGULATORY AUTHORITY access to the FOOD ESTABLISHMENT as specified under WAC 246-215-08415;

(7) Replace existing facilities and EQUIPMENT specified under WAC 246-215-08100 with facilities and EQUIPMENT that comply with this chapter if:

(a) The REGULATORY AUTHORITY directs the replacement because the facilities and EQUIPMENT constitute a public health HAZARD or nuisance or no longer comply with the requirements upon which the facilities and EQUIPMENT were accepted; or

(b) The facilities and EQUIPMENT are replaced in the normal course of operation.

(8) Comply with directives of the REGULATORY AUTHORITY including time frames for corrective actions specified in inspection reports, notices, orders, warnings, and other directives issued by the REGULATORY AUTHORITY in regard to the PERMIT HOLDER'S FOOD ESTABLISHMENT or in response to community emergencies;

(9) Accept notices issued and served by the REGULATORY AUTHORITY according to LAW;

(10) Be subject to the administrative, civil, injunctive, and criminal remedies authorized in LAW for failure to comply with this chapter or a directive of the REGULATORY AUTHORITY, including time frames for corrective actions specified in inspection reports, notices, orders, warnings, and other directives; and

(11) Notify customers that the most recent establishment inspection report or summary provided by the REGULATORY AUTHORITY is available for review by posting a sign or placard, or a modified operating permit provided by a REGULATORY AUTHORITY, in a location in the FOOD ESTABLISHMENT that is conspicuous to customers or by another method acceptable to the REGULATORY AUTHORITY.

[Statutory Authority: RCW 43.20.050 and 43.20.145. WSR 21-01-122, § 246-215-08350, filed 12/15/20, effective 3/1/22; WSR 13-03-109, § 246-215-08350, filed 1/17/13, effective 5/1/13.]