

MARICOPA COUNTY ENVIRONMENTAL HEALTH CODE

CHAPTER VII

FOOD SERVICE WORKERS/MANAGERS

REGULATION 1. Definitions

- a. “Food Service Worker” means any person who handles, prepares, serves, sells or gives away food for consumption by persons other than his or her immediate family, or who handles utensils and equipment appurtenant thereto. The term does not include persons in establishments regulated under this Code who handle food or drink exclusively in closed crates, cartons, packages, bottles or similar containers in which no portion of the food or drink is exposed to contamination through such handling.
- b. “Food Service Manager” means any person who supervises/trains a food service worker(s) to follow all food safety regulations (Chapter VII and Chapter VIII). The manager shall be a full time employee of the individually permitted food establishment where employed
- c. “Food Service Worker Card” means a document issued by the Department certifying that an individual has fulfilled the requirements to work as a food service worker. “Food Service Manager Card” means a document issued by the Department certifying that an individual has fulfilled the requirements to work as a food service manager.

REGULATION 2. Food Service Worker Training

- a. Except as specified in paragraph b of this Section, within thirty (30) days of performing any food service worker activity, all food service workers shall obtain a food service worker card by completing a food service worker sanitation course or test given by the Department, or show evidence of having completed a substantially similar course or test sponsored or accredited by the Department. The food service worker exam or class fee established by Chapter I of this Code shall be paid prior to the initiation of the test or sanitation course. All food service worker cards issued under this subparagraph shall expire three (3) years from the date of issue. A food service worker card shall not be issued until the food service worker card fee established by Chapter I of this Environmental Health Code is received by the Department.
- b. Temporary food establishment, seasonal food establishment, and special event food establishment food service workers shall obtain a food service worker card prior to the start of the event.

REGULATION 3. Display of Food Service Worker/Manager Cards

Each food establishment shall maintain on its premises a separate file containing the food service worker cards and food service manager cards for each food service worker and food service manager. This file shall be accessible to the Environmental Health Officer for review upon request.

REGULATION 4. Food Service Manager Training

- a. All food service managers shall obtain a food service manager card by completing a food service manager sanitation test certified by an ANSI accredited organization meeting the Conference for Food Protection accreditation standard. The certificate, diploma, or credential obtained there from shall be presented to the Department for issuance of a food service manager card. A food service manager card shall not be issued until the food service manager card fee established by Chapter I of this Code is received by the Department. All food service manager cards issued under this subsection shall expire five (5) years from the date of issue of the certification, diploma, or credential presented.

REGULATION 5. Food Service Manager's Duty

- a. All food establishment locations shall have at least one (1) certified food service manager on staff, who is either physically present or available by electronic or telephonic means whenever the food establishment is in operation.
- b. A food service establishment has ninety (90) days to replace a certified food service manager who is no longer employed at the food service establishment location.

REGULATION 6. Communicable Disease

- a. Notwithstanding any other provision in this Code, should the Environmental Health Officer reasonably believe that a food service worker or food service manager may be a carrier of or infected with a communicable disease which can be transmitted to the public, through food, the environmental health officer shall immediately notify the Director of the Maricopa County Department of Public Health, (MCDPH) who may: (1) examine or cause the examination of the food service worker, and (2) secure from the food service worker or food service manager appropriate specimens or fluids of body discharge and cause them to be examined at a laboratory approved by the Director of MCDPH or by the Arizona Department Of Health Services. The Environmental Health Officer may exclude from any food service work any food service worker or food service manager who has or demonstrates any illness or symptoms of a communicable disease that may be transmitted through food from food service work. A person so excluded shall

not thereafter engage in food service work until approved by the Director of MCDPH.

- b. If required by the Director of MCDPH, a food service worker or food service manager shall furnish such information, submit to physical examination, and submit such specimen for laboratory examination, as the MCDPH Director may require for the purpose of determining freedom from communicable disease. The failure of a food service worker or food service manager to do so to the satisfaction of the Director of MCDPH, shall be sufficient basis for excluding the food service worker or food service manager from such occupation.
- c. A person excluded from food service work by the Director of MCDPH shall be entitled to a hearing on written request made to the Director of MCDPH within ten (10) days of exclusion. If a request for hearing is received, a hearing shall be held by the MCDPH Director or their designee within five (5) working days.

REGULATION 7. Exemptions

Any food establishment exclusively serving packaged or non-potentially hazardous foods, as defined in Chapter VIII of this Code, is exempt from Regulations 4 and 5 of this Chapter.