

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Sanitary Food Preparation Act is amended by  
5 adding Section 10.2 as follows:

6 (410 ILCS 650/10.2 new)

7 Sec. 10.2. Meal kit or ready-to-eat meal distribution  
8 facility; local health department.

9 (a) In this Section:

10 "Meal kit" means pre-portioned raw ingredients or cooked  
11 ingredients packaged and provided to the consumer for  
12 preparation.

13 "Ready-to-eat meal" means a fully cooked meal that is  
14 packaged and ready for immediate consumption or short-term  
15 reheating.

16 (b) If a meal kit or ready-to-eat meal distribution  
17 facility is engaged in the collection, storage, packaging, or  
18 distribution of meal kits direct to consumers, then that  
19 facility is subject to all provisions of this Act and rules  
20 adopted under this Act for food establishments.  
21 Notwithstanding any other provision of this Act, the local  
22 health department where a food distribution facility is  
23 located shall have the power to enforce and observe the rules

1 and orders of the Department of Public Health or the local  
2 health department and the provisions of this Section. A local  
3 health department or certified local health department may  
4 establish and assess a fee for any inspection it conducts at  
5 meal kit and ready-to-eat meal distribution facilities if the  
6 fee for the inspection is not included in the fee for the  
7 operating license or permit. Meal kit and ready-to-eat meal  
8 distribution facilities shall pay inspection fees within 30  
9 days from the date of the inspection to the local health  
10 department or certified local health department that conducted  
11 the inspection. Meal kit and ready-to-eat meal distribution  
12 facilities that do not pay inspection fees on a timely basis  
13 shall be considered not in compliance with this Act. Late fees  
14 may be applied to inspection fees not paid on a timely basis in  
15 accordance with local ordinances or policy.

16 (c) Meal kit and ready-to-eat meal distribution facilities  
17 must follow the following requirements for temperature  
18 control, food safety inspections, food labeling requirements,  
19 delivery, and transparency:

20 (1) Foods that require time and temperature control  
21 for safety shall be maintained and transported at holding  
22 temperatures according to the Department's administrative  
23 rules to ensure the food's safety and limit microorganism  
24 formation.

25 (2) Meal kit and ready-to-eat meal providers must use  
26 temperature-controlled packaging to maintain food safety

1 during transit. All providers must maintain temperature  
2 logs for meal kits or ready-to-eat meals in transit.  
3 Temperature logs shall be provided to the local health  
4 department or the Department of Public Health upon  
5 request.

6 (3) Facilities that prepare and distribute meal kits  
7 and ready-to-eat meals are subject to health inspections  
8 in accordance with standards for food establishments.  
9 Facilities that prepare and distribute meal kits and  
10 ready-to-eat meals are subject to health inspections in  
11 accordance with the inspection frequency prescribed for  
12 the relative risks of causing foodborne illness in the  
13 Department's administrative rules.

14 (4) All meal kits and ready-to-eat meals must be  
15 labeled in accordance with the requirements for packaged  
16 foods in the Department's standards for food  
17 establishments.

18 (5) Meal kits and ready-to-eat meals shall be  
19 delivered within 48 hours of preparation and must be  
20 packaged with temperature-controlled materials, including  
21 ice packs or insulated containers, to maintain safe food  
22 temperatures.

23 (6) Meal kits and ready-to-eat meal providers must  
24 publish on their websites the registering local health  
25 department, inspection findings, certifications, and  
26 compliance with local, State, and federal food safety

1       regulation on their website or consumer-facing platforms.

2       (d) The Department of Public Health may adopt any rules it  
3       deems necessary for the implementation, administration, and  
4       enforcement of this Section.