



June 4th, 2021

Oklahoma State Department of Health  
Consumer Health Service  
123 Robert S. Kerr Ave., Ste 1702  
Oklahoma City, OK

Re: HB 1772

Seasonal License Operators,

As you may be aware, HB 1772 was signed into law on May 10<sup>th</sup>, 2021 with an emergency clause. The amendment to existing statutes within the enrolled version of HB 1772 changes the previous guidance provided by the Department in the area of Seasonal licensure.

The specific change adds a multi-seasonal license for seasonal sno-cone establishments that also sell hot beverages.

HB 1772, Section 1. B. 4. states:

- The Commissioner shall provide by rule a multi-seasonal license for snow cone stands that sell hot beverages in addition to snow cones. A snow cone stand that does not sell hot beverages shall be considered a seasonal food establishment

The implementation of the multi-seasonal license codifies the Department's policy and modifies previous guidance for seasonal licenses. Until language can be update in OAC 310: Chapter 257 to create a multi-seasonal license, Seasonal License holders that sell sno-cones will now be allowed to purchase a second seasonal license under the same ownership and location after the original seasonal license expires. This is limited to sno-cone stands that use a multi-seasonal license to sell hot beverages per the language of the law.

The implementation of the multi-seasonal license requires:

- Scheduling and passing an inspection with the local inspector;
- Payment of the second seasonal fee;
- Operation in accordance with OAC 310:257 Food Establishment Regulations as a seasonal license

\*Establishments should be aware of any local municipal requirements for multi-seasonal operations.

The Food Safety Advisory Council (FSAC) and the Department will provide guidance and language for regulatory changes to be submitted to the legislature.

If you have any questions or concerns regarding this issue, please feel free to contact me at 405.271.4027 or by email at [ConsumerHealth@health.ok.gov](mailto:ConsumerHealth@health.ok.gov).

Professionally;

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