

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Introduced

House Bill 3413

By Delegate Dittman

[Introduced March 17, 2025; referred to the
Committee on Government Organization]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new article,
2 designated §16-2S-1, §16-2S-2, and §16-2S-3, relating to food trucks, mobile pull-behind
3 trailers, and kiosks; providing definitions; providing health code applications; and providing
4 a reciprocity clause.

Be it enacted by the Legislature of West Virginia:

ARTICLE 2S. FOOD TRUCKS, MOBILE PULL-BEHIND TRAILERS, AND KIOSKS.

§16-2S-1. Definitions.

1 "Food truck" means any motorized vehicle, trailer, or tent and equipment used to sell food
2 and beverages by a mobile food vendor and shall include mobile pull-behind trailers and kiosks.

3 "Mobile pull-behind trailers" means towable units designed for the preparation, storage, or
4 sale of food, requiring a separate vehicle for transportation.

5 "Kiosks" means a small, standalone structure used for the preparation, storage, or sale of
6 food, either stationary or mobile.

§16-2S-2. Health code application.

1 All mobile pull-behind trailers and kiosks classified under the definition of "food truck" must
2 comply with the same health and safety regulations as traditional food trucks. This includes, but is
3 not limited to:

4 (1) Adherence to the FDA Food Code as adopted by West Virginia;

5 (2) Regular inspections by local health departments;

6 (3) Proper food handling, storage, and sanitation practices; and

7 (4) Maintenance of required permits and licenses.

§16-2S-3. Reciprocity clause.

1 All mobile pull-behind trailers and kiosks operating under valid permits from their county of
2 residence shall be eligible for reciprocity permits, provided they meet all health and safety
3 standards.

NOTE: The purpose of this bill is to expand food trucks to include mobile pull-behind trailers

and kiosks.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.