

JAN 17 2007

A BILL FOR AN ACT

RELATING TO RESTAURANTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 321, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§321- Restaurant cleanliness; inspection and grading.

5 (a) The department of health shall conduct periodic unannounced
6 inspections of all restaurants or food establishments where food
7 is regularly prepared, sold, or offered for sale for human
8 consumption in the State for sanitation and cleanliness.

9 (b) The department of health shall establish guidelines,
10 consistent with rules adopted pursuant to section 321-11(18),
11 for evaluating the cleanliness and sanitation of restaurants
12 under subsection (a). The guidelines shall include a grading
13 system as a relative index of cleanliness and sanitation and
14 shall reflect the restaurant's degree of compliance with all
15 applicable federal, state, and local laws, orders, ordinances,
16 quarantines, rules, regulations, or directives relating to the
17 public health.



1 (c) Following the inspection of each restaurant or food
2 establishment, the department of health shall assign each
3 restaurant or food establishment a grade that reflects the level
4 of cleanliness and sanitation as measured against the
5 department's grading system. The grade shall remain valid until
6 the department completes the next inspection of the restaurant
7 or food establishment.

8 (d) Each restaurant or food establishment shall post its
9 grade, on a form prescribed by the department, in a location
10 clearly visible to the general public and to patrons, and shall
11 continue to post its grade until a new grade is issued by the
12 department.

13 (e) The department of health may adopt rules in accordance
14 with chapter 91 to effectuate the purposes of this section."

15 SECTION 2. There is appropriated out of the general
16 revenues of the State of Hawaii the sum of \$, or so
17 much thereof as may be necessary for fiscal year 2007-2008, and
18 the same sum, or so much thereof as may be necessary for fiscal
19 year 2008-2009, for department of health to establish a
20 cleanliness statewide grading system of restaurants.

21 SECTION 3. The sums appropriated shall be expended by the
22 department of health for the purposes of this Act.



1 SECTION 4. New statutory material is underscored.

2 SECTION 5. This Act shall take effect on July 1, 2006.

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INTRODUCED BY:

[Handwritten Signature]
by request



Report Title:

Restaurants; Cleanliness

Description:

Establishes a statewide cleanliness grading system for food establishments and requires establishments to visibly post their grade for patrons.

