

MAR 05 2019

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# SENATE CONCURRENT RESOLUTION

URGING RESTAURANTS TO DONATE ANY LEFTOVER FOOD TO HOMELESS  
SHELTERS AT THE END OF THEIR BUSINESS DAY.

1           WHEREAS, according to the Green Restaurant Association, a  
2 single restaurant in the United States wastes about fifty  
3 thousand pounds of food a year; and  
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5           WHEREAS, many restaurants are unwilling to donate leftover  
6 food at the end of the business day to homeless shelters out of  
7 fear of being held liable for any health problems that result  
8 from their donation; and  
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10           WHEREAS, food donations made by restaurants are already  
11 protected from liability under the Bill Emerson Good Samaritan  
12 Food Donation Act of 1996; and  
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14           WHEREAS, under section 145D-2, Hawaii Revised Statutes, any  
15 donor of food products, who donates in good faith for  
16 distribution or use by a charitable, religious, or nonprofit  
17 organization to needy persons is, generally protected from  
18 liability; and  
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20           WHEREAS, food waste is a serious problem in that when food  
21 is left in landfills it produces a large amount of methane,  
22 negatively impacting the environment; and  
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24           WHEREAS, many of Hawai'i's food drives need food donations  
25 to feed the needy; now, therefore,  
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27           BE IT RESOLVED by the Senate of the Thirtieth Legislature  
28 of the State of Hawaii, Regular Session of 2019, the House of  
29 Representatives concurring, that restaurants are encouraged to  
30 donate any leftover food to homeless shelters at the end of  
31 their business day; and  
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# S.C.R. NO. 38

1 BE IT FURTHER RESOLVED that the Department of Health is  
 2 requested to release a public service announcement that  
 3 clarifies that restaurants are protected under the Bill Emerson  
 4 Good Samaritan Food Donation Act of 1996 and applicable state  
 5 law; and

6  
 7 BE IT FURTHER RESOLVED that certified copies of this  
 8 Concurrent Resolution be transmitted to the Director of Health  
 9 and Executive Director of the Hawaii Restaurant Association.

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OFFERED BY:

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