

STAND. COM. REP. NO.

1712

Honolulu, Hawaii

APR 02 2019

RE: S.C.R. No. 112  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,  
to which was referred S.C.R. No. 112 entitled:

"SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH  
TO WORK WITH THE HAWAII RESTAURANT ASSOCIATION TO ESTABLISH  
INDUSTRY STANDARDS TO ADDRESS CERTAIN UNSANITARY FOOD  
HANDLING CONDITIONS IN FOOD ESTABLISHMENTS AND ADOPT RULES,"

begs leave to report as follows:

The purpose and intent of this measure is to urge the  
Department of Health to work with the Hawaii Restaurant  
Association to establish industry standards to address certain  
unsanitary food handling conditions in food establishments and  
adopt rules.

Your Committee received testimony in opposition to this  
measure from the Department of Health.

Your Committee finds that improper handling of food at  
eateries and other food service establishments gives rise to  
public health concerns. Of particular concern is contamination  
from employees who serve food and may also perform tasks such as  
cleaning tables or facilities, or handling financial transactions.  
This is of particular concern in small establishments like food  
trucks where employees perform multiple roles. Your Committee  
further finds the Department of Health adopted the 2013 Food and  
Drug Administration Model Food Code in September 2017, making



Hawaii one of the nation's food safety leaders as most other states' regulations are still based on the 2005 or 2009 version of the model code. Your Committee notes that because the adoption of the 2013 Model Food Code is so recent, perhaps not all establishments are aware of the heightened requirements.


Your Committee has amended this measure by:

- (1) Updating the findings to acknowledge that the Department of Health updated the Food Safety Code in 2017;
- (2) Removing language urging the Department of Health and Hawaii Restaurant Association to develop rules or industry standards for food safety;
- (3) Urging the Department of Health and Hawaii Restaurant Association to work together to inform Hawaii's food establishments of recently updated Department of Health food safety rules and industry standards;
- (4) Urging the Department of Health and Hawaii Restaurant Association to submit a report on their findings and recommendations, including any proposed legislation, to the Legislature prior to the 2020 session;
- (5) Updating the title to reflect its amended purpose; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 112, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 112, S.D. 1.



Respectfully submitted on  
behalf of the members of the  
Committee on Commerce, Consumer  
Protection, and Health,

  
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ROSALYN H. BAKER, Chair



