

---

---

# HOUSE CONCURRENT RESOLUTION

URGING THE COUNTIES TO ADOPT AN ORDINANCE REQUIRING RESTAURANTS AND OTHER FOOD SERVICE ESTABLISHMENTS TO TAKE STEPS TO MAKE THEIR BUSINESSES SAFE FOR MEMBERS OF THE PUBLIC WITH SEVERE FOOD ALLERGIES.

1           WHEREAS, according to studies conducted by the National  
2 Center for Health Statistics using data from the 2021 National  
3 Health Interview Survey, nearly one-third of adults aged  
4 eighteen and over in the United States had a seasonal allergy,  
5 eczema, or food allergy, and a little over one-quarter of  
6 children in the United States had at least one allergic  
7 condition; and

8  
9           WHEREAS, according to the Asthma and Allergy Foundation of  
10 America, allergies are the sixth leading cause of illness, and  
11 each year approximately ninety thousand emergency room visits  
12 are the result of anaphylaxis; and

13  
14           WHEREAS, anaphylaxis is a rapid onset, potentially life-  
15 threatening systemic allergic reaction that can affect people of  
16 any age or gender; and

17  
18           WHEREAS, according to the Center for Disease Control and  
19 Prevention, allergies are responsible for between one hundred  
20 fifty and two hundred deaths each year, over half of which are  
21 caused by food from a restaurant or other food service  
22 establishment; and

23  
24           WHEREAS, under existing state law, the counties are  
25 empowered to enact ordinances deemed necessary to protect  
26 health, life, and property and to preserve the order and  
27 security of the county and its inhabitants on any subject or  
28 matter not inconsistent with, or tending to defeat, the intent  
29 of any state statute; now, therefore,



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38

BE IT RESOLVED by the House of Representatives of the Thirty-second Legislature of the State of Hawaii, Regular Session of 2024, the Senate concurring, that the counties are urged to adopt an ordinance requiring restaurants and other food service establishments to take steps to make their businesses safe for members of the public with severe food allergies; and

BE IT FURTHER RESOLVED that the county ordinance is requested to include a requirement that restaurants and other food service establishments:

- (1) Prominently display a food allergy awareness poster in the staff area, which shall include information on the risks of an allergic reaction;
- (2) Include on their menu, or on a menu insert, language requesting customers to inform their server about any food allergies; and
- (3) Make available to the public a master list of all ingredients used in the preparation of each food item available for consumption; and

BE IT FURTHER RESOLVED that the counties are requested to work with the Department of Human Nutrition, Food, and Animal Sciences at the University of Hawaii and Hawaii Restaurant Association to develop the food allergy awareness poster; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to the Mayors of the Counties of Maui, Kauai, and Hawaii; Mayor of the City and County of Honolulu; Chairs of the County Councils of the Counties of Maui, Kauai, and Hawaii; and Council Chair of the City and County of Honolulu.

OFFERED BY: *Timothy C. ...*

MAR - 8 2024

