
A BILL FOR AN ACT

RELATING TO HOMEMADE FOOD PRODUCTS.

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

1 SECTION 1. The legislature finds that homemade food
2 product operations provide important opportunities for small-
3 scale food producers to participate in local food systems while
4 maintaining public health protections. In 2025, the department
5 of health adopted administrative rules clarifying food safety,
6 labeling, and operational standards for home kitchens and
7 homemade food products.

8 The legislature further finds that many small farms prepare
9 value-added food products in kitchens located on their farms,
10 commonly referred to as "farm kitchens", and that these
11 operations often face regulatory uncertainty despite posing
12 similar or lower public health risks than homemade food product
13 operations.

14 The purpose of this Act is to provide regulatory clarity
15 and increase economic opportunities by making the department of
16 health's administrative rules for home kitchens and homemade



1 food products applicable to farm kitchens, while preserving the
2 department's authority to ensure food safety.

3 SECTION 2. (a) Notwithstanding any other law to the
4 contrary, a farm kitchen that meets the requirements applicable
5 to a home kitchen under administrative rules adopted by the
6 department of health shall be regulated in the same manner as a
7 home kitchen.

8 (b) A farm kitchen regulated pursuant to subsection (a)
9 shall:

10 (1) Not be required to obtain a commercial food
11 establishment permit solely due to its location on
12 agricultural land;

13 (2) Comply with all applicable homemade food product
14 requirements, including but not limited to food safety
15 standards, labeling requirements, sales limitations,
16 and product restrictions; and

17 (3) Remain subject to inspection, enforcement, and
18 rulemaking authority of the department of health.

19 (c) Nothing in this section shall be construed to limit
20 the department of health's authority to restrict or prohibit the



1 preparation of foods that pose a higher risk to public health,
2 as determined by rule.

3 (d) The department of health shall adopt rules pursuant to
4 chapter 91, Hawaii Revised Statutes, necessary for the purposes
5 of this Act.

6 (e) For the purposes of this Act:

7 "Home kitchen" has the same meaning as defined in rules
8 adopted by the department of health.

9 "Homemade food products" has the same meaning as defined in
10 rules adopted by the department of health.

11 "Farm kitchen" means a kitchen located on agricultural
12 land, including land zoned for agricultural use or land actively
13 used for agricultural production, in which food products are
14 prepared using ingredients that may include agricultural
15 products grown or raised on the same farm.

16 SECTION 3. This Act shall take effect upon its approval.



S.B. NO. 3302
S.D. 1

Report Title:

DOH; Farm Kitchens; Home Kitchens; Homemade Food Products; Rules

Description:

Requires the Department of Health to adopt rules to authorize and regulate farm kitchens on the same basis as home kitchens producing homemade food products. (SD1)

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