

A016 -0809

10 AN ACT CONCERNING
20 **Health – Food, Drugs and Cosmetics – Food Establishments**

30 FOR the purpose of protecting the health and public safety of Maryland citizens.

40 BY adding to
50 Article HEALTH – GENERAL
60 Section § 21-325
70 Annotated Code of Maryland

80 SECTION 1. BE IT ENACTED BY THE MARYLAND STUDENT LEGISLATURE, That the Laws
90 of Maryland read as follows;

100 **Article – HEALTH – GENERAL**

110 **§ 21-325. Restrooms required in certain places**

120 (a) *Food establishments.* - Each food establishment shall have:

130 (1) A convenient toilet that is:

140 (i) Except as provided in subsection (c) of this section, separated
150 from any room in which food is manufactured, prepared,
160 packed, canned, frozen, sold, or distributed;

170 (ii) Kept in a sanitary condition; and

180 (iii) Properly ventilated; and

190 (2) A convenient lavatory that is:

200 (i) Supplied with soap, water, towels, or other approved hand
210 drying devices, AND DISPOSABLE TOILET SEAT COVERS;

220 (ii) Kept in a sanitary condition; and

230 (iii) Properly ventilated.

240 (b) *Public facilities in certain food service facilities.* - Each food service facility
250 which prepares food and provides seating for patrons established after January 1,
260 1979 shall have available for the public:

270 (1) A convenient toilet that is kept in a sanitary condition; and

280 (2) A convenient lavatory that is:

290 (i) Supplied with soap, water, towels, or other approved hand
300 drying devices, AND DISPOSABLE TOILET SEAT COVERS;

310 (ii) Kept in a sanitary condition; and

320 (iii) Properly ventilated.

330 (c) *Construction within larger rooms.* - A room that houses a toilet may be
340 constructed within a larger room in which food is manufactured, prepared, packed,
350 canned, frozen, sold, or distributed.

360 SECTION 2. AND BE IT FURTHER ENACTED, that this act shall take effect October 1, 2009

370 **MANDATES:** Martin O'Malley, Governor of Maryland
380 Anthony G. Brown, Lieutenant Governor of Maryland
390 Thomas V. "Mike" Miller, Jr., President of the Maryland Senate
400 Michael E. Busch, Speaker of the Maryland House of Delegates
410 Edward J. Kasemeyer, Majority Leader of the Maryland Senate
420 Allan H. Kittleman, Minority Leader of the Maryland Senate

SPONSOR:

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