

2SHB 1258 - H AMD 309

By Representative Griffey

ADOPTED 03/09/2021

1 On page 8, beginning on line 25, after "the" strike "permitted
2 microenterprise home kitchen operation expressly grants to the local
3 health jurisdiction the right" and insert "operator of the permitted
4 microenterprise home kitchen operation understands that the local
5 health jurisdiction will seek"

6
7 On page 8, line 30, after "occur" insert "when the permit holder
8 or permit holder's agent is present and"

9
10 On page 8, line 31, after "operation" strike "and with reasonable
11 advance notice to the operation" and insert "with reasonable advance
12 notice, by appointment, or pursuant to a search warrant"

13
14 On page 8, line 34, after "section." insert "The name and
15 information of the inspector entering the home must be provided.
16 Absent a search warrant, the local health inspector may not enter a
17 home when only minors are present."

18
19 On page 9, line 29, after "permitting" insert "only when the
20 permit holder or permit holder's agent is present and with reasonable
21 advance notice, by appointment, or pursuant to a search warrant"

22
23 On page 9, line 32, after "emergency" insert "when the permit
24 holder or permit holder's agent grants access, by appointment, or
25 pursuant to a search warrant"

26
27

1 On page 10, line 2, after "operation." insert "The inspector's
2 access is limited to the permitted area."

3
4 On page 11, beginning on line 5, after "operation" strike "and
5 with reasonable advance notice to the operation" and insert "when the
6 permit holder or permit holder's agent is present and with reasonable
7 advance notice, by appointment, or pursuant to a search warrant"

8

EFFECT:

- Provides that by opting to become permitted, the operator of a microenterprise home kitchen operation understands that the local jurisdiction will seek to enter the microenterprise home kitchen, rather than expressly granting the local health jurisdiction the right to enter.
- Provides that nonemergency inspections may occur by appointment or pursuant to a search warrant in addition to occurring during the normal business hours with reasonable advanced notice.
- Requires the name and contact information of the inspector entering the home to be provided.
- Allows nonemergency inspections to occur only when the permit holder or permit holder's agent is present.
- Provides that emergency inspections may only occur when the permit holder or permit holder's agent grants access, by appointment, or pursuant to a search warrant.
- Specifies that the inspector's access is limited to the permitted area.
- Provides that absent a search warrant, an inspector may not enter a home when only minors are present.

--- END ---