SYNOPSIS: This bill would require commercial food service establishments that utilize grease traps to provide locking manhole covers or otherwise secure the covers against unauthorized access and would provide penalties.

A BILL TO BE ENTITLED
AN ACT

Relating to commercial food service establishments; to require commercial food service establishments that utilize grease traps to provide locking manhole covers or otherwise secure the covers against unauthorized access; and to provide penalties.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) This section shall be known and may be cited as the Sadie Grace Andrews Act.

(b) This act shall apply to commercial food service establishments that utilize grease traps that are outdoors or
are in areas that are accessible to members of the general public.

(c)(1) Grease traps with manholes shall be designed to withstand expected loads and prevent access by children. The manhole cover shall be secured by a bolt or locking mechanism or be constructed of round cast iron or similar construction rated for heavy road traffic with sufficient weight to prevent unauthorized access. A public water or sewer authority may specify either manner of manhole access exclusively, provided it conforms to this act and prevents unauthorized access.

(2) A commercial food service establishment shall insure that a grease trap manhole is secured or locked, if applicable, at all times.

(d) The Department of Public Health shall adopt rules for the implementation and administration of this act. The department may not supersede the authority of any public water or sewer authority to require grease traps that are constructed in compliance with subsection (c) or to otherwise enact and enforce a grease control policy.

(e) All food service establishments utilizing grease traps must comply with subsection (c) no later than six months after the effective date of this act. Failure to comply with the requirements of subsection (c) shall result in the assessment of a five hundred dollar ($500) civil penalty to be assessed by the Department of Public Health. Every day that the violation is not corrected shall result in an additional
civil penalty. All moneys received from civil penalties under this act shall be deposited in the State Treasury to the credit of the Department of Public Health to be used for the administration and enforcement of this act.

Section 2. This act shall become effective on the first day of the third month following its passage and approval by the Governor, or its otherwise becoming law.