

ORDINANCE NO. 2012- 10

**ORDINANCE BANNING THE USE OF VISORS
AS HAIR RESTRAINTS IN FOOD PREP AREAS**

An Ordinance of the Board of County Commissioners, Harrison County, Indiana, providing for the Harrison County Health Department to ban the use of visors as hair restraints in food prep areas of food establishments as provided by Indiana Food Code, 401 IAC 7-24, Section 138.

WHEREAS, the Harrison County Health Department is responsible to ensure that foods are safe, wholesome and sanitary; and

WHEREAS, 410 IAC 7-24-138 Effectiveness of hair restraint, provides as follows:

Sec. 138. (a) Except as provided in subsection (b), food employees shall wear hair restraints, such as hats, hair coverings or nets, beard restraints, and clothing that covers body hair, that are designed and worn to effectively keep their hair from contacting:

- (1) exposed food;
- (2) clean equipment, utensils, and linens; and
- (3) unwrapped single-service and single-use articles.

(b) This section does not apply to food employees, such as counter staff who only serve beverages and wrapped or packaged foods, hostesses, and wait staff, if they present a minimal risk of contaminating:

- (1) exposed food;
- (2) clean equipment, utensils, and linens; and
- (3) unwrapped single-service and single-use articles.

(c) For purposes of this section, a violation of subsection (a) or (b) is a noncritical item.

WHEREAS, the Harrison County Health Board has determined that a visor worn on the head is not an effective hair restraint because it does not cover the hair as specified below:

NOW THEREFORE BE IT ORDAINED by the BOARD OF COMMISSIONERS OF HARRISON COUNTY, INDIANA and the HARRISON COUNTY HEALTH DEPARTMENT that a visor worn on the head shall not constitute an effective hair restraint and food employees are advised that a visor worn on the head does not comply with 410 IAC 7-24-138.

EFFECTIVE DATE: This Ordinance shall become effective after passage by the Harrison County Commissioners and publication of this Ordinance as required by law.

ADOPTED by the Board of Commissioners of Harrison County, Indiana and the Harrison County Health Department Board on this the _____ day of _____, 2012.

BOARD OF COMMISSIONERS OF HARRISON COUNTY

James Goldman, President

Carl "Buck" Mathes, Commissioner

Jim Klinstiver, Commissioner

ATTEST:

Karen Engleman, County Auditor

HARRISON COUNTY HEALTH BOARD

Dr. Andrew Morton, MD
Health Officer

Roger Windell, Chairman

Maurice Fisher, Vice Chairman

This Instrument Prepared By:

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