

April 9, 2009

H 1384. SHOPPING CARTS/PREVENT EXPOSURE TO GERMS. Filed 4/9/09. *TO ENACT THE NORTH CAROLINA SHOPPING CARTS ACT TO PROTECT SHOPPERS FROM EXPOSURE TO GERMS, VIRUSES, BACTERIA, AND OTHER CONTAMINANTS.*

Enacts new GS 130A-288 to require any retail merchandise establishment that provides shopping carts to make available to the public, at no cost, sanitation wipes at the entrance to its premises. Act is enforceable by the Department of Environment and Natural Resources and by local health departments. Persons who fail to comply with a notice of violation will be subject to a civil fine of up to \$100. Act does not create a private right of action against persons who fail to comply with act. Effective October 1, 2009.

Intro. by Jones.

GS 130A

May 7, 2009

H 1384. SHOPPING CARTS/PREVENT EXPOSURE TO GERMS. Filed 4/9/09. House committee substitute makes the following changes to 1st edition. Deletes new subsection GS 130A-288(d), which required the Department of Health and Human Services (DHHS) to establish standards and guidelines for the placement of sanitation wipes at retail mercantile establishments. Deletes new subsection GS 130A-288(e), which required DHHS, upon receipt of a written complaint or with reason to suspect that a retail mercantile establishment is in violation of GS 130A-288, to advise the person who owns or has control of that establishment to take appropriate action. Also deletes new subsection GS 130A-288(f), which subjected any person who received notice under subsection (e) and failed or refused to comply with the notice to a civil fine of not less than \$100 per violation. Adds a new subsection GS 130A-288(d), which requires DHHS or any local board of health to encourage retail mercantile establishments to make sanitation wipes available to the public at no cost. Makes conforming changes.

May 13, 2009

H 1384. SHOPPING CARTS/PREVENT EXPOSURE TO GERMS. Filed 4/9/09. House committee substitute makes the following changes to 2nd edition. Clarifies that the purpose of new GS 130A-288 is to encourage that the means to protect consumers from contaminants on shopping carts be provided by retail mercantile establishments. Deletes the requirement that wipes be provided to consumers at no cost. Deletes that the act is entitled "the Shopping Cart Sanitation Wipe Act." Makes technical changes and a conforming change to the title.