

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 1384
Committee Substitute Favorable 5/7/09
PROPOSED COMMITTEE SUBSTITUTE H1384-PCS70434-RU-9

Short Title: Shopping Carts/Prevent Exposure to Germs.

(Public)

Sponsors:

Referred to:

April 13, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO ENCOURAGE THE PROTECTION OF SHOPPERS FROM EXPOSURE TO
3 GERMS, VIRUSES, BACTERIA, AND OTHER CONTAMINANTS ON SHOPPING
4 CARTS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. Article 8 of Chapter 130A of the General Statutes is amended by
7 adding the following new Part to read:

8 "Part 13. Shopping Cart Sanitation.

9 "**§ 130A-288. Sanitation practices in certain retail mercantile establishments.**

10 (a) The purpose of this section is to protect consumers from shopping cart handles that
11 may be contaminated with bodily fluids, including blood, saliva, mucus, and urine, and fecal
12 matter, by encouraging that the means to disinfect or sanitize nonporous surfaces on shopping
13 carts be provided to the public.

14 (b) As used in this section, the following definitions mean:

15 (1) Retail mercantile establishment. – A place of business where merchandise is
16 displayed, held, or stored and sold or offered for sale to the public.

17 (2) Shopping cart. – A push cart of the type that is commonly provided by a
18 retail mercantile establishment for public use in the transportation of
19 merchandise within the premises of the retail mercantile establishment and
20 from the retail mercantile establishment to a place outside the premises of
21 the retail mercantile establishment.

22 (c) A retail merchandise establishment that provides shopping carts may make available
23 to the public free sanitation wipes at the entrance to its premises for use by the public.

24 (d) The Department or any local board of health shall encourage retail mercantile
25 establishments to make available to the public free sanitation wipes at the entrance to its
26 premises and shall provide information on the benefits to the general public of providing the
27 sanitation wipes.

28 (e) Nothing in this section shall be construed to establish a private right of action
29 against a person for failure or refusal to comply with this section."

30 SECTION 2. This act becomes effective October 1, 2009.

