GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2023

H.B. 973 May 1, 2024 HOUSE PRINCIPAL CLERK

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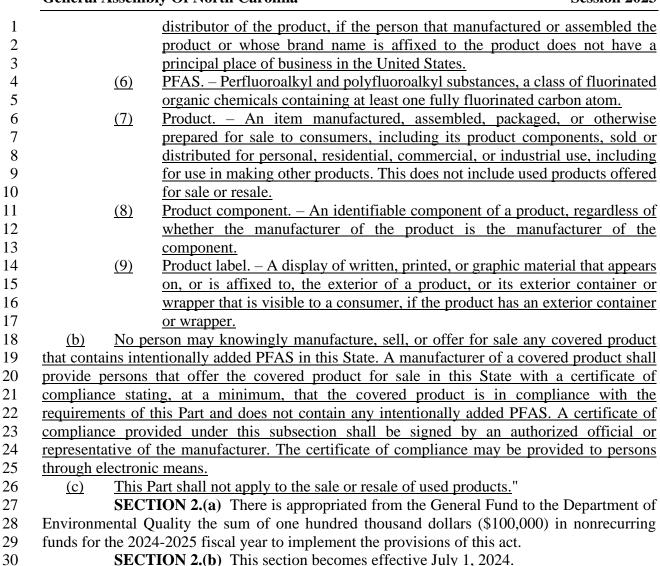
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Short Title: (Public) Ban PFAS in Food Packaging. Representative Autry. Sponsors: Referred to: A BILL TO BE ENTITLED AN ACT TO BAN INTENTIONALLY ADDED PFAS IN COVERED PRODUCTS. INCLUDING FOOD PACKAGING, COMPOSTABLE CONTAINERS, AND PACKAGING COMPONENTS, AND TO APPROPRIATE FUNDS TO DEPARTMENT OF ENVIRONMENTAL QUALITY. The General Assembly of North Carolina enacts: **SECTION 1.** Article 21A of Chapter 143 of the General Statutes is amended by adding a new Part to read: "Part 8. Ban Manufacture, Use, and Distribution of Certain Toxic Chemicals. "§ 143-215.104LL. Prohibition on manufacture, use, and distribution of PFAS within the State. Definitions. – The following definitions apply in this Part: (a) Compostable. – An item that reliably and entirely breaks down and becomes (1) part of usable compost no later than 180 days after proper disposal. Compostable items may be made from organic materials such as bagasse, sugarcane, bamboo, paper, hay, or certified compostable plastics that meet the American Society for Testing and Materials (ASTM) standard specifications for industrially compostable plastics D6400 and compostable plastic coatings D6868. Permitted compostable plastics, often marketed as biodegradable, must be clearly labeled with the applicable standard on the product. Covered product. – Any product subject to the requirements of this Part, (2) including food packaging. Food package or food packaging. - A package, compostable container, or (3) packaging component that is intended for direct food content. Intentionally added PFAS. – Any of the following: (4) PFAS added to a product or one of the product's components that have a. a function or technical effect in the product, including the PFAS components of products that constitute added chemicals or products thereof. PFAS used or produced during the manufacture or processing of a <u>b.</u> product introduced into or onto the product, including any source of PFAS that is reasonably known to be present, such as using processing agents, mold release agents, or fluorination. Manufacturer. - The person who manufactures a product or whose brand (5) name is affixed to the product. If the product is imported into the United



States, the term "manufacturer" includes the importer or first domestic



SECTION 2.(b) This section becomes effective July 1, 2024.

SECTION 3. Except as otherwise provided, this act becomes effective October 1,

2024.

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Page 2 DRH40556-NBa-179