

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1122

Short Title: No Unwrapped Food Samples.

(Public)

Sponsors: Representatives Bowie; Alexander, Alphin, Arnold, Balmer, Barbee, Berry, Black, Bowen, Bowman, Brawley, J. Brown, Burton, Cole, Colton, Crawford, Creech, Culp, Cummings, Daughtry, Decker, DeVane, Dickson, Dockham, Edwards, Esposito, Flaherty, Gamble, Gist, Gottovi, Grady, Green, Hall, Hill, Holmes, Holt, Howard, H. Hunter, Ives, Jarrell, Jenkins, Justus, Kennedy, Kuczmariski, Lee, Lemmond, Luebke, Lutz, McAllister, McLaughlin, Mercer, Miner, Mitchell, Morgan, Nichols, C. Preston, J. Preston, Ramsey, Robinson, Russell, Spears, Stamey, Sutton, Tallent, G. Thompson, R. Thompson, Warner, Wilkins, Wilmoth, C. Wilson, and Wood.

Referred to: Health and Human Services.

April 19, 1993

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE HEALTH SERVICES COMMISSION TO ADOPT
RULES RESTRICTING THE OFFERING OF UNWRAPPED FOOD SAMPLES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-248(a3) reads as rewritten:

"(a3) The rules adopted by the Commission pursuant to subsections (a), (a1), and (a2) of this section shall address, but not be limited to, the following:

(1) Establishment of sanitation requirements for cleanliness of floors, walls, ceilings, storage spaces, utensils, and other areas and items;

(2) The adequacy of:

a. Lighting, ventilation, and water supply;

b. Sewage collection, treatment, and disposal facilities; and

c. Lavatory facilities, food protection facilities, and waste disposal;

(3) The cleaning and bactericidal treatment of eating and drinking utensils and other food-contact surfaces;

- 1 (3a) The appropriate and reasonable use of gloves or utensils by employees
2 who handle unwrapped food;
- 3 (4) The methods of food preparation, transportation, catering, storage, and
4 serving;
- 5 (5) The health of employees; ~~and~~
- 6 (6) Animal and vermin ~~control~~-control; and
- 7 (7) The prohibition against the offering of unwrapped food samples to the
8 general public unless the offering and acceptance of the samples are
9 continuously supervised by an agent of the entity preparing or offering
10 the samples or by an agent of the entity on whose premises the samples
11 are made available. As used in this subdivision, 'food samples' means
12 unwrapped food prepared and made available for sampling by and
13 without charge to the general public for the purpose of promoting the
14 food made available for sampling. This subdivision does not apply to
15 unwrapped food prepared and offered in buffet, cafeteria, or other style
16 in exchange for payment by the general public or by the person or
17 entity arranging for the preparation and offering of such unwrapped
18 food.
- 19 The rules shall contain a system for grading facilities, such as Grade A, Grade B, and
20 Grade C."
- 21 Sec. 2. This act becomes effective January 1, 1994.