

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015**

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SENATE BILL 7

Short Title: Allow Seating for Food Stand Customers. (Public)

Sponsors: Senators Tillman (Primary Sponsor); Brown and B. Jackson.

Referred to: Rules and Operations of the Senate.

February 2, 2015

A BILL TO BE ENTITLED

AN ACT ALLOWING FOOD STANDS TO PROVIDE TABLES AND CHAIRS FOR CUSTOMERS TO USE WHILE CONSUMING DRINKS OR FOOD UPON THE PREMISES.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 130A-248 is amended by adding a new subsection to read:

"(a6) Notwithstanding any provision of this Part or any rules adopted pursuant to G.S. 130A-335(e), a food stand may elect to provide tables and chairs for customers to use while eating or drinking on the premises without obtaining a restaurant permit, unless the Department of Health and Human Services demonstrates that this type of seating arrangement poses a threat to public health and safety. For the purpose of this subsection, "food stand" means a food establishment that holds a valid permit to prepare or serve food without seating facilities for customers to use while eating or drinking."

SECTION 2. This act becomes effective October 1, 2015.

