

1 "Plastic straw" means a straw that is made wholly or
2 partially from plastic.

3 "Prepared food" means food or beverages that are prepared
4 to be consumed on or off the premises of a food service
5 business.

6 § -2 **Prohibition on the sale or distribution of plastic**
7 **straws.** No food service business operating within the State
8 shall:

- 9 (1) Distribute, sell, or otherwise provide plastic straws
10 to customers; or
11 (2) Serve or package prepared food accompanied by plastic
12 straws.

13 § -3 **Penalties.** Any person who violates this chapter
14 shall be subject to a penalty of up to \$5,000 for each offense.
15 Each day of each violation shall constitute a separate offense.

16 § -4 **Rules.** The department of health shall adopt rules
17 pursuant to chapter 91 necessary to implement this chapter,
18 including rules relating to enforcement and exemptions. The
19 rules may also include a requirement for food service businesses
20 to educate their customers regarding litter reduction.



1 § -5 **Relation to other laws.** This chapter shall not
 2 preempt the authority of a county to adopt and enforce food
 3 service ordinances that are more restrictive than the standards
 4 established under this chapter."

5 SECTION 2. This Act does not affect rights and duties that
 6 matured, penalties that were incurred, and proceedings that were
 7 begun before its effective date.

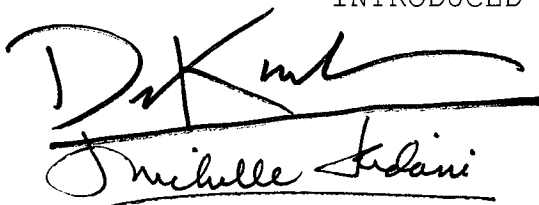
8 SECTION 3. If any provision of this Act, or the
 9 application thereof to any person or circumstance, is held
 10 invalid, the invalidity does not affect other provisions or
 11 applications of the Act that can be given effect without the
 12 invalid provision or application, and to this end the provisions
 13 of this Act are severable.

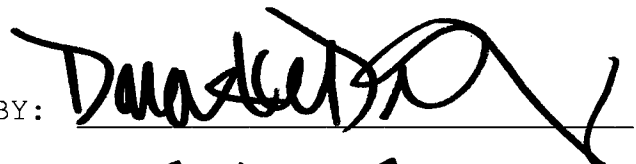
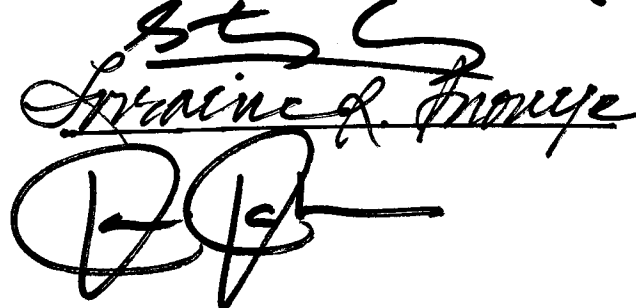
14 SECTION 4. Nothing in this Act shall be interpreted or
 15 applied so as to create any requirement, power, or duty in
 16 conflict with any federal law.

17 SECTION 5. This Act shall take effect on July 1, 2020.

18

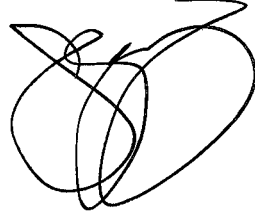
INTRODUCED BY:


 Michelle Sidani



S.B. NO. 368

A handwritten signature or scribble consisting of several overlapping loops and lines, positioned below the text 'S.B. NO. 368'.

S.B. NO. 368

Report Title:

Plastic Straws; Food Service Businesses; Prohibition

Description:

Prohibits food service businesses from the sale and distribution of plastic straws.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

