



1           **21-27.2-4. Enforcement.**

2           The director of health shall promulgate and adopt such rules and regulations as may be  
3 necessary to enforce the provisions of this chapter.

4           **21-27.2-5. Preemption.**

5           The regulation of single-use plastic straws within food-service establishments is  
6 preempted to the state. Nothing in this chapter shall be construed to abrogate or affect the  
7 provisions of any lawful ordinance, regulation, or resolution adopted prior to the effective date of  
8 this chapter.

9           SECTION 2. This act shall take effect on November 1, 2019.

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LC001128/SUB A/3  
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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO FOOD AND DRUGS - SINGLE-USE PLASTIC STRAWS

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1           This act would prohibit a food service establishment from providing a consumer with a  
2 single-use plastic straw, unless the straw is from a self-service dispenser or the consumer requests  
3 such a straw. The first and second violation of this statute would result in a notice of violation,  
4 and any subsequent violations would be punishable by a fine of twenty-five dollars (\$25.00), not  
5 to exceed three hundred dollars (\$300) annually.

6           This act would take effect on November 1, 2019.

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LC001128/SUB A/3  
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