

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 90\*

Short Title: Phase Out PVC Plastic.

(Public)

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Sponsors: Representatives Hightower, R. Thompson, Barnhill, Bowen, and DeVane.

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Referred to: Environment.

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February 9, 1993

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE DISTRIBUTION, SALE, AND OFFERING FOR SALE  
OF PLASTIC CONTAINERS PRODUCED FROM POLYVINYL CHLORIDE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-309.10(e) reads as rewritten:

"(e) After ~~1 July~~ July 1, 1993, no person shall distribute, sell, or offer for sale in this State any plastic container product unless the product has a molded label indicating the plastic resin used to produce the plastic container product. The code shall consist of a number placed within three triangulated arrows and letters placed below the triangulated arrows. The three arrows shall form an equilateral triangle with the common point of each line forming each angle of the triangle at the midpoint of each arrow and rounded with a short radius. The arrowhead of each arrow shall be at the midpoint of each side of the triangle with a short gap separating the arrowhead from the base of the adjacent arrow. The triangle formed by the three arrows curved at their midpoints shall depict a clockwise path around the code number. The label shall appear on the bottom of the plastic container product and be clearly visible. Plastic beverage containers having a capacity of less than 16 fluid ounces, nonsolid food liquid containers having a capacity of less than 16 fluid ounces, and rigid plastic containers having a capacity of less than eight fluid ounces are exempt from the requirements of this subsection. The numbers and letters shall be as follows:

- (1) For polyethylene terephthalate, the letters 'PETE' and the number 1.
- (2) For high density polyethylene, the letters 'HDPE' and the number 2.
- (3) For vinyl, the letter 'V' and the number 3. After January 1, 1994, the letter 'V' and the number 3 shall no longer be used.

- 1           (4) For low density polyethylene, the letters 'LDPE' and the number 4.  
2           (5) For polypropylene, the letters 'PP' and the number 5.  
3           (6) For polystyrene, the letters 'PS' and the number 6.  
4           (7) For any other, including multi-material containers, the letters 'OTHER'  
5           and the number 7."

6           Sec. 2. G.S. 130A-309.10 is amended by adding a new subsection to read:

7           "(e1) After January 1, 1994, no person shall distribute, sell, or offer for sale in this  
8           State any plastic container product manufactured with polyvinyl chloride."

9           Sec. 3. Section 1 of this act becomes effective January 1, 1994. Section 2 of  
10          this act is effective upon ratification.