

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

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SENATE BILL 444

Short Title: Allow Use of Oyster Shells As Serving Dishes. (Public)

Sponsors: Senator McInnis (Primary Sponsor).

Referred to: Rules and Operations of the Senate

April 2, 2019

1 A BILL TO BE ENTITLED  
2 AN ACT ALLOWING FOOD ESTABLISHMENTS TO REPURPOSE OYSTER SHELLS AS  
3 SERVING DISHES.

4 The General Assembly of North Carolina enacts:

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

6 "(c3) Notwithstanding any provision of this Part, a food establishment may reuse an oyster  
7 shell to serve shucked oysters that are cooked, regardless if the shucked oysters are reused in the  
8 same shells from which they originated, provided the establishment does all of the following:

9 (1) Posts on the premises a conspicuous sign, clearly legible, and easily readable  
10 by the public, advising that the establishment reuses oyster shells to serve  
11 cooked oysters.

12 (2) Protects each reused oyster shell from contamination by, at a minimum, doing  
13 all of the following on the same day the oyster is removed from the shell:

14 a. Boils the shell for a minimum of ten minutes.

15 b. Thoroughly dries the shell.

16 c. Stores the shell in a covered container that is refrigerated until it is  
17 reused.

18 (3) Reuses the shell within 48 hours after the oyster is removed from the shell."

19 **SECTION 2.** This act becomes effective October 1, 2019.

