

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

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HOUSE BILL 572

Short Title: Prohibit PPE That Exceeds Law. (Public)

Sponsors: Representatives Kidwell, Hanig, and Moss (Primary Sponsors).
For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Health, if favorable, Rules, Calendar, and Operations of the House

April 19, 2021

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT FRANCHISORS FROM REQUIRING FRANCHISEES TO USE
PERSONAL PROTECTIVE EQUIPMENT DURING AN EMERGENCY THAT
EXCEEDS THE PERSONAL PROTECTIVE EQUIPMENT REQUIRED BY LAW
DURING THE EMERGENCY.

The General Assembly of North Carolina enacts:

SECTION 1. Article 3 of Chapter 95 of the General Statutes is amended by adding
a new section to read:

**"§ 95-28.2A. Franchisors prohibited from requiring personal protective equipment during
an emergency in excess of personal protective equipment required by law.**

During a period in which a state of emergency has been declared pursuant to
G.S. 166A-19.20, a franchisor of a franchisee operating in North Carolina shall not require the
franchisee or the employees of the franchisee to use personal protective equipment in excess of
the use of personal protective equipment required by directives carrying the force of law. For the
purposes of this section, a contractual term is not a directive carrying the force of law. Any
contractual term, or any directive of a franchisor pursuant to a contractual term, that would result
in violation of this section is void."

SECTION 2. This act is effective when it becomes law and applies to contracts
entered into, amended, or renewed on or after that date.



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