**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 44‑1‑143 SO AS TO DEFINE A RETAIL FOOD ESTABLISHMENT, TO REQUIRE A RETAIL FOOD ESTABLISHMENT THAT SELLS FOOD CONTAINING TRANS FAT OR COOKED IN TRANS FAT MUST PROVIDE CERTAIN CONSPICUOUS WARNINGS THAT THE FOOD CONTAINS TRANS FAT OR WAS COOKED IN TRANS FAT, TO PROVIDE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL MAY ADOPT RULES AND REGULATIONS REGARDING THESE WARNINGS; AND TO PROVIDE A PENALTY FOR A VIOLATION.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Chapter 1, Title 44 of the 1976 Code is amended by adding:

“Section 44‑1‑143. (A) For purposes of this section, ‘retail food establishment’ means a retail food establishment defined in Regulation 61‑25.

(B) A retail food establishment that sells food containing trans fat or cooked in trans fat conspicuously must warn that the food contains trans fat or was cooked in trans fat. The warning must be placed on:

(1) signage throughout the establishment; and

(2) the food’s outer packaging, if the food is packaged.

(C) The Department of Health and Environmental Control may:

(1) adopt rules and regulations concerning the location, size, and contents of trans fat warnings required by this section; and

(2) impose a fine of up to five hundred dollars for a violation of this section.”

SECTION 2. This act takes effect ninety days after approval by the Governor.

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