

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 512
Committee Substitute Favorable 5/19/11
Committee Substitute #2 Favorable 6/9/11

Short Title: Rendering Act Amendments.

(Public)

Sponsors:

Referred to:

March 30, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAWS GOVERNING RENDERING PLANTS AND
3 OPERATIONS AND TO INCREASE THE PENALTY FOR LARCENY OF WASTE
4 KITCHEN GREASE.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 106-168.5 reads as rewritten:

7 "§ 106-168.5. Duties of Commissioner upon receipt of application; inspection committee.

8 Upon receipt of the application, the Commissioner shall promptly cause the rendering plant
9 and equipment, or the plans, specifications, and selected site, of the applicant to be inspected by
10 an inspection committee hereinafter called the "committee," which shall be composed of three
11 members: One member who shall be designated by the Commissioner of Agriculture and who
12 shall be an employee of the Department of Agriculture and Consumer Services, one member
13 who shall be designated by the Secretary of Health and Human Services and who shall be an
14 employee of the Department of Health and Human Services, and one member who shall be
15 designated by the ~~director~~ board of directors of the North Carolina ~~Division of the Southeastern~~
16 Renderers Association, and who shall be a person having practical knowledge of rendering
17 operations. Each member may be designated and relieved from time to time at the discretion of
18 the designating authority. No State employee designated as a member of the committee shall
19 receive any additional compensation therefor and no compensation shall be paid by the State to
20 any other member."

21 SECTION 2. G.S. 106-168.8 reads as rewritten:

22 "§ 106-168.8. Minimum standards for conducting rendering operations.

23 The following minimum standards shall be required for all rendering operations subject to
24 the provisions of this Article:

25 ...

26 (8) Proof of general liability insurance of one million dollars (\$1,000,000) shall
27 be made in a manner satisfactory to the Commissioner."

28 SECTION 3. Article 16 of Chapter 14 of the General Statutes is amended by
29 adding a new section to read:

30 "§ 14-79.2. Larceny of waste kitchen grease.

31 (a) If any person shall take and carry away, or shall aid in taking or carrying away, any
32 waste kitchen grease container or the waste kitchen grease contained therein, which container
33 bears a notice that unauthorized removal is prohibited without written consent of the owner of
34 the container, that person shall be guilty of:



1 (1) A Class 1 misdemeanor if the value of the waste kitchen grease container, or
2 the container and the waste kitchen grease contained therein, is one thousand
3 dollars (\$1,000) or less.

4 (2) A Class H felony if the value of the waste kitchen grease container, or the
5 container and the waste kitchen grease contained therein, is more than one
6 thousand dollars (\$1,000).

7 (b) A container in which waste kitchen grease is deposited that bears a name on the
8 container shall be presumed to be owned by that person named on the container.

9 (c) "Waste kitchen grease" means animal fats or vegetable oils that have been used, and
10 will not be reused, for cooking in a food establishment. "Waste kitchen grease" does not
11 include grease septage as defined in G.S. 130A-290."

12 **SECTION 4.** Sections 1, 2, and 4 of this act become effective January 1, 2012.
13 Section 3 of this act becomes effective January 1, 2012, and applies to offenses occurring on or
14 after that date.