

SENATE BILL 3378

By Marrero B

AN ACT to amend Tennessee Code Annotated, Title 47,
Chapter 18, relative to child safety.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 47, Chapter 18, is amended by adding the following as a new, appropriately designated section:

(a) As used in this section, unless the context otherwise requires:

(1) "Child protective device" means a strap, device, or piece of equipment designed, using reasonable engineering standards, to prevent a child from falling from a shopping cart; and

(2) "Seller" means a person who regularly sells goods at retail.

(b) A seller that makes shopping carts available for use by its customers shall make available shopping carts equipped with a child protective device that is adjustable and maintained in working condition so as to secure a child at least six (6) months of age and at least fifteen pounds (15 lbs) up to children who are not more than four (4) years of age and who weigh no more than thirty-five pounds (35 lbs).

(c) The legislative bodies of counties, municipalities and metropolitan forms of government shall, by ordinance of the local legislative body, determine the minimum number of shopping carts that sellers transacting business within their jurisdictions shall equip with the devices required by subsection (b). In order to make such determination, a legislative body may use the minimum number of specially marked parking spaces that a seller may be required by ordinance or statute to have for the exclusive use of disabled persons.

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it.