



SENATE BILL 1728

By Jackson

AN ACT to amend Tennessee Code Annotated, Title 5, Chapter 1 and Title 6, Chapter 54, relative to shopping carts.

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

SECTION 1. Tennessee Code Annotated, Title 5, Chapter 1, Part 1, is amended by adding the following as a new section:

Notwithstanding another law, local ordinance, or resolution to the contrary, a fee, fine, or cost must not be assessed against the owner of a shopping cart found on public property unless the shopping cart was removed from the premises or parking area of a retail establishment by the owner of the shopping cart or by an employee acting on the owner's behalf.

SECTION 2. Tennessee Code Annotated, Title 6, Chapter 54, Part 1, is amended by adding the following as a new section:

Notwithstanding another law, local ordinance, or resolution to the contrary, a fee, fine, or cost must not be assessed against the owner of a shopping cart found on public property unless the shopping cart was removed from the premises or parking area of a retail establishment by the owner of the shopping cart or by an employee acting on the owner's behalf.

SECTION 3. This act takes effect July 1, 2026, the public welfare requiring it, and applies to acts or omissions on or after July 1, 2026.

Amendment No. 1 to SB1728

Briggs
Signature of Sponsor

AMEND Senate Bill No. 1728

House Bill No. 1514*

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 5, Chapter 1, Part 1, is amended by adding the following as a new section:

(a) The general assembly occupies the entire field of the regulation of shopping carts, including, but not limited to, their purchase, use, taxation, manufacture, ownership, sale, storage, and transportation, to the exclusion of all county or metropolitan government laws, ordinances, resolutions, enactments, or regulations. A county or metropolitan government, or any agency, department, or official of a county or metropolitan government, shall not adopt an ordinance, resolution, or other regulation requiring a business to adopt a shopping cart policy of any nature or imposing a fee or fine on a business related to shopping carts.

(b) As used in this section, "shopping cart" means a cart, trolley, basket, buggy, or other similar device supplied and owned by a retailer for use by customers and employees for the transport of merchandise.

SECTION 2. Tennessee Code Annotated, Title 6, Chapter 54, Part 1, is amended by adding the following as a new section:

(a) The general assembly occupies the entire field of the regulation of shopping carts, including, but not limited to, their purchase, use, taxation, manufacture, ownership, sale, storage, and transportation, to the exclusion of all municipal government laws, ordinances, resolutions, enactments, or regulations. A municipal government, or any agency, department, or official of a municipal government, shall not adopt an ordinance,

resolution, or other regulation requiring a business to adopt a shopping cart policy of any nature or imposing a fee or fine on a business related to shopping carts.

(b) As used in this section, "shopping cart" means a cart, trolley, basket, buggy, or other similar device supplied and owned by a retailer for use by customers and employees for the transport of merchandise.

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.