S T A T E O F N E W Y O R K

85

2011-2012 Regular Sessions

I N S E N A T E

(PREFILED)

January 5, 2011

Introduced by Sen. SQUADRON -- read twice and ordered printed, and when printed to be committed to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to vaccination of egg-laying hens against salmonella

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The agriculture and markets law is amended by adding a new section 96-z-30 to read as follows:

S 96-Z-30. VACCINATION OF EGG-LAYING POULTRY AGAINST SALMONELLA ENTERITIDIS. 1. NO PERSON, CORPORATION, OR OTHER ENTITY SHALL TRANSPORT, SELL, OFFER OR EXPOSE FOR SALE WITHIN THE STATE EGGS FOR THE PURPOSE OF HUMAN CONSUMPTION UNLESS SUCH EGGS ORIGINATE FROM POULTRY THAT HAS BEEN VACCINATED AGAINST SALMONELLA ENTERITIDIS.

2. NOTWITHSTANDING SUBDIVISION ONE OF THIS SECTION, EGGS THAT DO NOT ORIGINATE FROM POULTRY THAT HAS BEEN VACCINATED AGAINST SALMONELLA ENTERITIDIS MAY, WITH THE WRITTEN PERMISSION OF THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE, BE TRANSPORTED WITHIN THE STATE TO AN EGG-BREAKING PLANT FOR PASTEURIZATION.

3. NOTWITHSTANDING SUBDIVISION ONE OF THIS SECTION, EGGS THAT DO NOT ORIGINATE FROM POULTRY THAT HAS BEEN VACCINATED AGAINST SALMONELLA ENTERITIDIS MAY, WITH THE WRITTEN PERMISSION OF THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE, BE TRANSPORTED AND POSSESSED WITHIN THE STATE FOR USE IN RESEARCH OR EXPERIMENTATION.

4. VIOLATION OF THIS SECTION SHALL CONSTITUTE A CLASS A MISDEMEANOR.

5. THE COMMISSIONER SHALL PROMULGATE AND ADOPT RULES AND REGULATIONS TO GIVE FULL EFFECT TO THE PROVISIONS OF THIS SECTION.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law; provided, however, that effective immediately, the addition, amendment, or repeal of any rule or regulation necessary for the implementation of this act on its effective date is authorized and directed to be made and completed on or before such effective date.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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