

4793

2013-2014 Regular Sessions

I N   S E N A T E

April 24, 2013

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Introduced by Sen. BONACIC -- 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 an exemption from the small food processing licensing requirements for pickling

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

1     Section 1. Section 251-z-4 of the agriculture and markets law, as  
2     added by chapter 863 of the laws of 1972, is amended to read as follows:  
3     S 251-z-4. Exemptions. In addition to the exemptions specified in  
4     subdivision three of section two hundred fifty-one-z-two OF THIS  
5     ARTICLE, the commissioner [may] SHALL, if he OR SHE determines that the  
6     protection of the consumers of the state as a whole will not be impaired  
7     by such action, provide by regulation for exemption from licensing of  
8     small food processing establishments, FOR THE PROCESSING OF FOOD BY  
9     MEANS INCLUDING, BUT NOT LIMITED TO, PICKLING, when he OR SHE finds that  
10    such exemptions would avoid unnecessary regulation and assist in the  
11    administration of this article without impairing its purposes. Regu-  
12    lations defining such exemptions may classify exempted establishments  
13    with respect to the volume and types of food handled, the types of proc-  
14    essing involved, or with respect to any other factor or combination  
15    thereof which bear a reasonable relation to the purposes of this arti-  
16    cle. Such exemptions may be conditioned upon requirements relating to  
17    sanitation, record keeping and reporting as the commissioner may  
18    require.  
19    S 2. This act shall take effect on the one hundred eightieth day after  
20    it shall have become a law, provided, however, that effective immediate-  
21    ly, the addition, amendment and/or repeal of any rules or regulations  
22    necessary for the implementation of this act on its effective date, are  
23    authorized and directed to be made and completed on or before such  
24    effective date.

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

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