

STATE OF NEW YORK

1010--A

2023-2024 Regular Sessions

IN ASSEMBLY

January 13, 2023

Introduced by M. of A. WEPRIN -- read once and referred to the Committee on Consumer Affairs and Protection -- recommitted to the Committee on Consumer Protection in accordance with Assembly Rule 3, sec. 2 -- reported and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to the sale of over-the-counter drugs and cosmetic products

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The article heading of article 38-A of the general business law, as added by chapter 697 of the laws of 1986, is amended to read as follows:

SALE OF OUTDATED
AND LABEL OBSTRUCTED OVER-THE-COUNTER DRUGS AND
COSMETIC PRODUCTS

§ 2. Subdivision 2 of section 820 of the general business law, as added by chapter 697 of the laws of 1986, is amended to read as follows:

2. to knowingly alter, mutilate, destroy, obliterate, obstruct or remove by means of a price sticker or otherwise the whole or any part of ~~[the expiration date displayed on]~~ the label ~~[or packaging]~~, including where applicable the expiration date displayed thereon, of any over-the-counter drug or cosmetic. For purposes of this subdivision, the term "label" shall mean the label required by the statutes applicable to and regulations issued by the federal food and drug administration.

§ 3. This act shall take effect immediately.

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

LBD01243-02-4