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

1395

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. ENGLEBRIGHT, COLTON -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to requiring the labeling of apples and apple products offered for sale indicating the use of daminozide

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

Section 1. The general business law is amended by adding a new section 397-b to read as follows:

S 397-B. LABELING OF APPLES AND APPLE PRODUCTS. 1. NO PERSON SHALL SELL OR OFFER FOR SALE ANY APPLES OR APPLE PRODUCTS UNLESS THERE IS A SIGN POSTED ABOVE OR AFFIXED TO THE DISPLAY STAND STATING WHETHER SUCH APPLES OFFERED FOR SALE OR THE APPLES USED IN THE PRODUCTION OF SUCH APPLE PRODUCTS HAVE BEEN TREATED WITH DAMINOZIDE. SUCH SIGN SHALL BE CONSPICUOUSLY POSTED WITH LETTERING NO SMALLER THAN FOUR INCHES IN HEIGHT.

2. ANY PERSON WHO SUPPLIES APPLES OR APPLE PRODUCTS TO ANOTHER PERSON FOR SALE AT RETAIL SHALL INCLUDE IN EACH DELIVERY, A CERTIFICATION ON A FORM PROVIDED BY THE DEPARTMENT OF AGRICULTURE AND MARKETS WHETHER SUCH APPLES WERE TREATED WITH DAMINOZIDE.

3. ANY PERSON WHO SELLS OR OFFERS FOR SALE ANY APPLES OR APPLE PRODUCTS IN VIOLATION OF THE PROVISIONS OF THIS SECTION SHALL BE GUILTY OF A MISDEMEANOR.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.

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

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