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

6892

2009-2010 Regular Sessions

I N A S S E M B L Y

March 13, 2009

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

AN ACT to amend the general business law, in relation to requiring cosmetic packaging to bear a warning label

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 395-c to read as follows:

S 395-C. LABELING OF COSMETICS. 1. NO PERSON, FIRM, OR CORPORATION SHALL SELL OR OFFER FOR SALE ANY COSMETIC PRODUCT CONTAINING D4 OR D5 SILOXANES, PTHALATES, TRICLOSAN, PARABENS OR SYNTHETIC CHEMICAL MUSKS, UNLESS THERE IS PRINTED ON THE PACKAGE IN WHICH SUCH COSMETIC IS SOLD OR OFFERED FOR SALE, THE FOLLOWING CAUTION:

"CAUTION--USE ONLY AS DIRECTED. EXPOSURE TO AN INGREDIENT CONTAINED IN THIS PRODUCT HAS BEEN LINKED TO HEALTH PROBLEMS, INCLUDING CERTAIN CANCERS, REPRODUCTIVE PROBLEMS AND HORMONE DISRUPTION. KEEP OUT OF REACH OF CHILDREN."

2. IN THE CASE OF PRODUCTS INTENDED FOR USE BY CHILDREN, THE PHRASE "EXCEPT UNDER ADULT SUPERVISION" MAY BE ADDED AT THE END OF THE LAST SENTENCE IN THE CAUTION REQUIRED BY SUBDIVISION ONE OF THIS SECTION.

3. ANY VIOLATION OF THIS SECTION SHALL BE PUNISHABLE BY A CIVIL PENALTY NOT TO EXCEED FIVE HUNDRED DOLLARS.

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

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

LBD10188-02-9