

8490

I N   S E N A T E

September 22, 2010

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

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:

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

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

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

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

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

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

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

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

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