

6173

2009-2010 Regular Sessions

I N   A S S E M B L Y

February 26, 2009

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Introduced by M. of A. HOOPER -- read once and referred to the Committee  
on Agriculture

AN ACT to amend the agriculture and markets law, in relation to directing a study of the risks and benefits of engineered sterile seeds

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

1     Section 1. Section 136 of the agriculture and markets law is amended  
2     by adding a new subdivision 22 to read as follows:

3     22. THE TERM "ENGINEERED STERILE SEEDS" MEANS SEEDS WHICH HAVE BEEN  
4     GENETICALLY ENGINEERED TO PRODUCE PLANTS THE SECOND-GENERATION SEEDS OF  
5     WHICH ARE UNABLE TO GERMINATE.

6     S 2. The agriculture and markets law is amended by adding a new  
7     section 141-a to read as follows:

8     S 141-A. ENGINEERED STERILE SEEDS. 1. THE COMMISSIONER SHALL STUDY THE  
9     IMPLICATIONS OF THE DEVELOPMENT, MARKETING, SALE AND USE OF ENGINEERED  
10    STERILE SEEDS, INCLUDING THE SHORT-TERM AND LONG-TERM RISKS AND BENEFITS  
11    FOR GROWERS, OTHER AGRICULTURAL INTERESTS AND CONSUMERS, AND SHALL ISSUE  
12    A REPORT OF HIS FINDINGS NOT LATER THAN JANUARY THIRTIETH, TWO THOUSAND  
13    FOURTEEN. THE REPORT SHALL SET FORTH THE NEED FOR ANY AMENDMENTS TO THIS  
14    ARTICLE NECESSITATED BY THE DEVELOPMENT OF ENGINEERED STERILE SEEDS, AND  
15    ANY OTHER STATUTORY OR REGULATORY PROVISIONS WHICH MAY BE NECESSARY OR  
16    DESIRABLE TO ENSURE THAT SUCH SEEDS ARE MARKETED, SOLD AND USED IN A  
17    MANNER WHICH BEST SERVES THE POLICY AND PURPOSES SET FORTH IN SECTION  
18    THREE OF THIS CHAPTER, INCLUDING BUT NOT LIMITED TO SPECIFIC DISCLOSURES  
19    AND SPECIAL CONDITIONS WHICH MAY BE APPROPRIATE TO THE MARKETING, SALE  
20    AND USE OF ENGINEERED STERILE SEEDS. THE COMMISSIONER SHALL PROVIDE A  
21    COPY OF THE REPORT TO THE GOVERNOR, THE SPEAKER OF THE ASSEMBLY, THE  
22    TEMPORARY PRESIDENT OF THE SENATE AND THE CHAIRS AND MEMBERS OF THE  
23    SENATE AND ASSEMBLY AGRICULTURAL COMMITTEES.

24    2. NO ENGINEERED STERILE SEEDS SHALL BE PRODUCED DURING THE TIME OF  
25    SUCH STUDY BY THE COMMISSIONER.

26    3. NO FOOD WHICH IS PRODUCED BY A GENETICALLY ENGINEERED STERILE SEED  
27    SHALL BE SERVED IN ANY EDUCATIONAL INSTITUTION.

28    S 3. This act shall take effect immediately.

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

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