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

6173

2009-2010 Regular Sessions

I N A S S E M B L Y

February 26, 2009

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:

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

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

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

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

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

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

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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