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

6358

2009-2010 Regular Sessions

I N A S S E M B L Y

March 2, 2009

Introduced by M. of A. ORTIZ -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to authorizing and directing the commissioner of health to adopt rules and regulations requiring the restriction or elimination of the use of trans fat in institutions under its jurisdiction

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

Section 1. Subdivision 1 of section 206 of the public health law is amended by adding a new paragraph (t) to read as follows:

(T) ESTABLISH RULES AND REGULATIONS TO REQUIRE ANY INSTITUTION UNDER THE DEPARTMENT'S JURISDICTION, THAT ALSO PREPARES ON SITE, OR SUBCONTRACTS FOR, MEALS TO ITS CLIENTS, PATIENTS OR PATRONS, TO RESTRICT OR ELIMINATE THE USE OF TRANS FAT FROM SUCH PREPARED FOODS. FOR PURPOSES OF THIS PARAGRAPH, "TRANS FAT" MEANS A SPECIFIC TYPE OF FAT FORMED WHEN LIQUID FATS ARE MADE INTO SOLID FATS BY THE ADDITION OF HYDROGEN ATOMS, IN A PROCESS KNOWN AS HYDROGENATION.

S 2. The commissioner of health shall adopt such rules and regulations not later than one year after the effective date of this act. The department of health's annual report to the governor, the temporary president of the senate and the speaker of the assembly shall include a report assessing the successful implementation of such rules and regulations in reducing and eliminating the use of trans fat in food preparation, and any recommendations relating thereto.

S 3. This act shall take effect immediately.

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

LBD09907-01-9