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

1023

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. ORTIZ, MILLMAN, CYMBROWITZ -- Multi-Sponsored by -- M. of A. CLARK, GOTTFRIED, HOOPER, JACOBS, MARKEY, McENENY, J. RIVERA, P. RIVERA, TOWNS -- read once and referred to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to enacting the "food allergen information toll-free number act"

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

Section 1. Short title. This act shall be known and may be cited as the "food allergen information toll-free number act".

S 2. Section 201 of the agriculture and markets law is amended by adding a new subdivision 15 to read as follows:

15. IF, IN THE CASE OF A MANUFACTURER, PACKER OR DISTRIBUTOR WHOSE ANNUAL GROSS SALES IN THIS STATE OR WHOSE SALES TO CONSUMERS IN THIS STATE EQUAL OR EXCEED FIVE HUNDRED THOUSAND DOLLARS, THE FOOD PACKAGE IS NOT LABELED WITH SUCH MANUFACTURER'S, PACKER'S OR DISTRIBUTOR'S TOLL-FREE TELEPHONE NUMBER. SUCH TOLL-FREE NUMBER SHALL BE STAFFED DURING REASONABLE BUSINESS HOURS AND SHALL INCLUDE ONE TELEPHONE LINE TO ACCOMMODATE TELECOMMUNICATIONS DEVICES FOR HEARING-IMPAIRED PERSONS. IN THE CASE OF SUCH A MANUFACTURER, PACKER OR DISTRIBUTOR WHOSE SALES ARE LESS THAN FIVE HUNDRED THOUSAND DOLLARS, THE FOOD PACKAGE SHALL BE LABELED WITH THE MANUFACTURER'S, PACKER'S OR DISTRIBUTOR'S E-MAIL OR MAILING ADDRESS.

S 3. This act shall take effect on the one hundred eightieth day after it shall have become a law, provided that any rules and regulations necessary to implement the provisions of this act on its effective date are authorized and directed to be promulgated on or before such effective date.

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

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