

616--A

2011-2012 Regular Sessions

I N   S E N A T E

(PREFILED)

January 5, 2011

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Introduced by Sens. KLEIN, KRUEGER, SAMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection -- committee discharged and said bill committed to the Committee on Alcoholism and Drug Abuse -- reported favorably from said committee and committed to the Committee on Commerce, Economic Development and Small Business -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to candy and food products packaged as tobacco products

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

1     Section 1. The general business law is amended by adding a new section  
2     399-j to read as follows:  
3     S 399-J. CANDY AND FOOD PRODUCTS PACKAGED AS TOBACCO PRODUCTS. 1. NO  
4     CANDY, CONFECTION OR OTHER FOOD PRODUCT SHALL BE SOLD OR OFFERED FOR  
5     SALE AT RETAIL IN THIS STATE WHICH SHALL BE PACKAGED OR SHAPED TO  
6     EMULATE OR RESEMBLE ANY TYPE OF TOBACCO PRODUCTS INCLUDING, BUT NOT  
7     LIMITED TO, CIGARETTES, CIGARS OR POWDERED TOBACCO.  
8     2. A VIOLATION OF THE PROVISIONS OF THIS SECTION SHALL CONSTITUTE A  
9     VIOLATION AS DEFINED IN THE PENAL LAW.  
10    S 2. This act shall take effect on the first of November next succeed-  
11    ing the date on which it shall have become a law.

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

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