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

1728--A

2013-2014 Regular Sessions

I N  A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. HOOPER -- read once and referred to the Committee on Consumer Affairs and Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to requiring jewelry repairers to return removed portions of jewelry that is being repaired to consumers

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

Section 1. The general business law is amended by adding a new section 392-j to read as follows:

S 392-J. JEWELRY REPAIR; RETURNING REPAIRED JEWELRY TO CONSUMER. 1. DEFINITIONS. FOR THE PURPOSES OF THIS SECTION, THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

(A) "JEWELRY REPAIRER" SHALL MEAN ANY PERSON, PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, OR AGENT OR EMPLOYEE THEREOF THAT DERIVES ANY PORTION OF GROSS INCOME FROM JEWELRY REPAIR.

(B) "JEWELRY REPAIR" SHALL INCLUDE, BUT IS NOT LIMITED TO, POLISHING, STONESETTING, ENGRAVING, BRAZING, FORGING, FABRICATION, ELECTROPLATING, ENAMELING, WATCHMAKING, AND ANTIQUE RESTORATION SERVICES.

2. WHEN, AFTER THE REPAIR OF AN ITEM OF JEWELRY, ANY SIGNIFICANT PORTION OF THE JEWELRY HAS BEEN REMOVED, A JEWELRY REPAIRER SHALL RETURN THE REMOVED PORTION TO A CONSUMER.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.

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

LBD05698-02-3