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

2446

2013-2014 Regular Sessions

I N S E N A T E

January 17, 2013

Introduced by Sen. KLEIN -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to the sale and labeling of products not safe for human consumption

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 390-d to read as follows:

S 390-D. SALE AND LABELING OF PRODUCTS NOT SAFE FOR HUMAN CONSUMPTION. 1. EVERY PRODUCT SOLD IN THIS STATE WHICH IS LABELED OR THE CONTAINER OF WHICH IS LABELED "NOT SAFE FOR HUMAN CONSUMPTION", "UNFIT FOR HUMAN CONSUMPTION" OR WITH SIMILAR LANGUAGE, AND EVERY PRODUCT SOLD IN THIS STATE WHICH IS NOT INTENDED FOR HUMAN CONSUMPTION SHALL HAVE A LABEL AFFIXED THERETO, UPON WHICH THERE SHALL BE PLAINLY AND CONSPICUOUSLY PRINTED A LIST OF ALL INGREDIENTS AND ACTIVE CHEMICAL COMPOUNDS WHICH COMPRISE SUCH PRODUCT IN LETTERS AND FIGURES COMMENSURATE WITH THE SIZE OF THE PRODUCT OR CONTAINER AS SHALL BE DETERMINED AND FIXED BY THE COMMISSIONER OF AGRICULTURE AND MARKETS, IN CONSULTATION WITH THE COMMISSIONER OF HEALTH.

2. THE REQUIREMENTS OF THIS SECTION SHALL APPLY IN ADDITION TO ANY OTHER LABELING REQUIREMENTS ESTABLISHED PURSUANT TO ANY OTHER PROVISION OF LAW.

3. ANY VIOLATION OF THIS SECTION SHALL BE A CLASS A MISDEMEANOR.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law; provided that, effective immediately, any rules and regulations necessary to implement the provisions of this act on its effective date are authorized and directed to be completed on or before such date.

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

LBD06802-01-3