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

4793

2013-2014 Regular Sessions

I N S E N A T E

April 24, 2013

Introduced by Sen. BONACIC -- read twice and ordered printed, and when printed to be committed to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to an exemption from the small food processing licensing requirements for pickling

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

Section 1. Section 251-z-4 of the agriculture and markets law, as added by chapter 863 of the laws of 1972, is amended to read as follows:

S 251-z-4. Exemptions. In addition to the exemptions specified in subdivision three of section two hundred fifty-one-z-two OF THIS ARTICLE, the commissioner [may] SHALL, if he OR SHE determines that the protection of the consumers of the state as a whole will not be impaired by such action, provide by regulation for exemption from licensing of small food processing establishments, FOR THE PROCESSING OF FOOD BY MEANS INCLUDING, BUT NOT LIMITED TO, PICKLING, when he OR SHE finds that such exemptions would avoid unnecessary regulation and assist in the administration of this article without impairing its purposes. Regulations defining such exemptions may classify exempted establishments with respect to the volume and types of food handled, the types of processing involved, or with respect to any other factor or combination thereof which bear a reasonable relation to the purposes of this article. Such exemptions may be conditioned upon requirements relating to sanitation, record keeping and reporting as the commissioner may require.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law, provided, however, that effective immediately, the addition, amendment and/or repeal of any rules or regulations necessary for the implementation of this act on its effective date, are authorized and directed to be made and completed 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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