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I N   A S S E M B L Y

February 25, 2016

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Introduced by M. of A. ROSENTHAL -- read once and referred to the  
Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to  
prohibiting the use of glyphosate and products containing glyphosate  
in certain parks, playgrounds and picnic areas

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

1     Section 1. The environmental conservation law is amended by adding a  
2     new section 37-0115 to read as follows:

3     S 37-0115. PROHIBITION OF GLYPHOSATE AND PRODUCTS CONTAINING GLYPHOSATE  
4     IN PARKS, PLAYGROUNDS AND PICNIC AREAS.

5     1. NO PERSON, FIRM, PARTNERSHIP, ASSOCIATION, LIMITED LIABILITY COMPA-  
6     NY, CORPORATION, MUNICIPALITY OR GOVERNMENT ENTITY SHALL USE GLYPHOSATE  
7     OR ANY PRODUCTS CONTAINING GLYPHOSATE IN ANY PARK, PLAYGROUND OR PICNIC  
8     AREA OWNED OR OPERATED BY NEW YORK STATE, NEW YORK CITY, OR ANY MUNICI-  
9     PALITY THEREOF.

10    2. FOR THE PURPOSES OF THIS SECTION:

11    (A) GLYPHOSATE MEANS A SYNTHETIC COMPOUND THAT IS A NON-SELECTIVE  
12    SYSTEMIC HERBICIDE, ALSO KNOWN AS N-(PHOSPHONOMETHYL) GLYCERINE WITH A  
13    CHEMICAL FORMULA OF C<sub>3</sub>H<sub>8</sub>NO<sub>5</sub>P.

14    (B) "MUNICIPALITY" MEANS A CITY, COUNTY, TOWN, VILLAGE, PUBLIC BENEFIT  
15    CORPORATION OR SCHOOL DISTRICT OR AND IMPROVEMENT DISTRICT WITHIN A  
16    CITY, COUNTY, TOWN OR VILLAGE, OR ANY COMBINATION THEREOF.

17    3. THE DEPARTMENT IS AUTHORIZED TO PROMULGATE SUCH RULES AND REGU-  
18    LATIONS AS IT SHALL DEEM NECESSARY TO IMPLEMENT THE PROVISIONS OF THIS  
19    SECTION.

20    S 2. This act shall take effect on the one hundred eightieth day after  
21    it shall have become a law; provided, however, that effective immediate-  
22    ly, the addition, amendment and/or repeal of any rule or regulation  
23    necessary for the implementation of this act on its effective date are  
24    authorized and directed to be made and completed on or before such  
25    effective date.

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

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