

4861

2015-2016 Regular Sessions

I N S E N A T E

April 22, 2015

Introduced by Sen. MARCELLINO -- read twice and ordered printed, and
when printed to be committed to the Committee on Environmental Conser-
vation

AN ACT to amend the environmental conservation law, in relation to
prohibiting the sale of thermal receipt paper containing bisphenol A
and reserving jurisdiction in matters pertaining to such paper for the
state

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 37-0513 to read as follows:
3 S 37-0513. THERMAL RECEIPT PAPER.
4 1. FOR THE PURPOSES OF THIS SECTION, "THERMAL RECEIPT PAPER" OR "CASH
5 REGISTER RECEIPT PAPER" MEANS ANY PAPER THAT IS USED BY A COMMERCIAL
6 ENTITY TO ISSUE A MECHANICALLY PRODUCED RECORD OF A COMMERCIAL TRANS-
7 ACTION.
8 2. ON AND AFTER OCTOBER 1, 2017 NO PERSON SHALL MANUFACTURE, SELL,
9 OFFER FOR SALE OR DISTRIBUTE ANY THERMAL RECEIPT PAPER OR CASH REGISTER
10 RECEIPT PAPER THAT CONTAINS BISPHENOL A.
11 3. NOTWITHSTANDING THE PROVISIONS OF SUBDIVISION TWO OF THIS SECTION,
12 IF THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY DOES NOT IDENTIFY A
13 SAFE, COMMERCIALY AVAILABLE ALTERNATIVE TO THE USE OF BISPHENOL A IN
14 THERMAL RECEIPT PAPER OR CASH REGISTER RECEIPT PAPER ON OR BEFORE JUNE
15 30, 2017, NO PERSON SHALL MANUFACTURE, SELL, OFFER FOR SALE OR DISTRIB-
16 UTE ANY THERMAL RECEIPT PAPER OR CASH REGISTER RECEIPT PAPER THAT
17 CONTAINS BISPHENOL A ON AND AFTER JULY 1, 2019.
18 4. JURISDICTION IN ALL MATTERS PERTAINING TO RECEIPT PAPER CONTAINING
19 BISPHENOL A IS HEREBY VESTED EXCLUSIVELY IN THE STATE. ANY PROVISION OF
20 ANY LOCAL LAW OR ORDINANCE, OR ANY RULE OR REGULATION PROMULGATED THERE-
21 TO, GOVERNING RECEIPT PAPER CONTAINING BISPHENOL A SHALL, UPON THE
22 EFFECTIVE DATE OF THIS SECTION, BE PREEMPTED.
23 S 2. This act shall take effect immediately.

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

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