

1231--B

2015-2016 Regular Sessions

I N A S S E M B L Y

January 8, 2015

Introduced by M. of A. JAFFEE, DINOWITZ, MOSLEY, COLTON, ARROYO --
Multi-Sponsored by -- M. of A. BARRON, COOK, CROUCH, GLICK, McLAUGH-
LIN, RIVERA, ROBINSON, TITONE -- read once and referred to the Commit-
tee on Agriculture -- recommitted to the Committee on Agriculture in
accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill
amended, ordered reprinted as amended and recommitted to said commit-
tee -- reported and referred to the Committee on Codes -- committee
discharged, bill amended, ordered reprinted as amended and recommitted
to said committee

AN ACT to amend the agriculture and markets law, in relation to
misbranding of certain fish species

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

1 Section 1. The agriculture and markets law is amended by adding a new
2 section 201-i to read as follows:
3 S 201-I. MISBRANDING OF CERTAIN FISH SPECIES. 1. AS USED IN THIS
4 SECTION: (A) "ESCOLAR" SHALL MEAN ANY VARIETY OF FISH KNOWN AS ESCOLAR,
5 WALU, SNAKE MACKEREL, OR ANY OTHER COMMON NAME OF THE SCIENTIFIC SPECIES
6 NAME LEPIDOCYBIUM FLAVORBRUNNEUM.
7 (B) "OILFISH" SHALL MEAN ANY VARIETY OF FISH KNOWN AS OILFISH OR ANY
8 OTHER COMMON NAME OF THE SCIENTIFIC SPECIES NAME RUVETTUS PRETIOSUS.
9 (C) "WHITE TUNA" SHALL MEAN THE FISH SPECIES KNOWN AS ALBACORE TUNA,
10 LONG FIN TUNA, OR THE SCIENTIFIC SPECIES NAME THUNNUS ALALUNGA.
11 2. NO PERSON, WHOLESALER, DISTRIBUTOR, RETAIL FOOD STORE OR FOOD
12 SERVICE ESTABLISHMENT SHALL WILLFULLY SELL, OFFER FOR SALE, DISTRIBUTE,
13 IMPORT, OR EXPORT THE SPECIES OF FISH COMMONLY KNOWN AS ESCOLAR OR OILF-
14 ISH UNDER THE NAME TUNA, ALBACORE TUNA, WHITE TUNA, OR ANY OTHER SPECIES
15 NAME, COMMON OR SCIENTIFIC, OTHER THAN THE RECOGNIZED COMMON OR SCIEN-
16 TIFIC SPECIES NAMES FOR SUCH SPECIES DEFINED IN SUBDIVISION ONE OF THIS
17 SECTION.

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

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1 S 2. This act shall take effect on the one hundred twentieth day after
2 it shall have become a law, provided, however, that effective immediate-
3 ly, the addition, amendment and/or repeal of any rule or regulation
4 necessary for the implementation of this act on its effective date are
5 authorized and directed to be made and completed by the commissioner of
6 agriculture and markets on or before such effective date.