

2817

2015-2016 Regular Sessions

I N A S S E M B L Y

January 20, 2015

Introduced by M. of A. WEPRIN -- Multi-Sponsored by -- M. of A. MOSLEY
-- read once and referred to the Committee on Consumer Affairs and
Protection

AN ACT to amend the general business law, in relation to the sale of
over-the-counter drugs

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

1 Section 1. The article heading of article 38-A of the general business
2 law, as added by chapter 697 of the laws of 1986, is amended to read as
3 follows:
4
5 SALE OF OUTDATED
6 AND LABEL OBSTRUCTED OVER-THE-COUNTER DRUGS
7 S 2. Subdivision 2 of section 820 of the general business law, as
8 added by chapter 697 of the laws of 1986, is amended to read as follows:
9 2. to knowingly alter, mutilate, destroy, obliterate or remove by
10 means of a price sticker or otherwise the whole or any part of [the
11 expiration date displayed on] the label [or packaging], INCLUDING WHERE
12 APPLICABLE THE EXPIRATION DATE DISPLAYED THEREON, of any over-the-coun-
13 ter drug OR COSMETIC. FOR PURPOSES OF THIS SUBDIVISION, THE TERM "LABEL"
14 SHALL MEAN THE LABEL REQUIRED BY THE STATUTES APPLICABLE TO AND REGU-
15 LATIONS ISSUED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION.
S 3. 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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