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8636

2015-2016 Regular Sessions

I N   A S S E M B L Y

December 23, 2015
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Introduced by M. of A. ROSENTHAL -- read once and referred to the Committee on Economic Development

AN ACT to amend the general business law, in relation to prohibiting the sale of cosmetics tested on animals

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

1   Section 1. The general business law is amended by adding a new section
2 399-aaaa to read as follows:
3   S 399-AAAA. SELLING OF ANIMAL TESTED COSMETICS. 1. FOR THE PURPOSES OF
4 THIS SECTION THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:
5   (A) "COSMETIC" SHALL MEAN (1) ARTICLES INTENDED TO BE RUBBED, POURED,
6 SPRINKLED, OR SPRAYED ON, INTRODUCED INTO, OR OTHERWISE APPLIED TO THE
7 HUMAN BODY OR ANY PART THEREOF FOR CLEANSING, BEAUTIFYING, PROMOTING
8 ATTRACTIVENESS, OR ALTERING THE APPEARANCE, INCLUDING BUT NOT LIMITED TO
9 PERSONAL HYGIENE PRODUCTS SUCH AS DEODORANT, SHAMPOO OR CONDITIONER, AND
10 (2) ARTICLES INTENDED FOR USE AS A COMPONENT OF ANY SUCH ARTICLES.
11   (B) "COSMETIC ANIMAL TESTING" SHALL MEAN THE INTERNAL OR EXTERNAL
12 APPLICATION OR EXPOSURE OF ANY COSMETIC TO THE SKIN, EYES, OR OTHER BODY
13 PART OF A LIVE NON-HUMAN VERTEBRATE FOR THE PURPOSE OF EVALUATING THE
14 SAFETY OR EFFICACY OF A COSMETIC.
15   2. IT SHALL BE UNLAWFUL FOR ANY PERSON, FIRM, PARTNERSHIP OR CORPO-
16 RATION TO KNOWINGLY IMPORT FOR PROFIT, SELL AT RETAIL OR OFFER FOR SALE
17 AT RETAIL, ANY COSMETIC IF THE FINAL PRODUCT OR ANY COMPONENT THEREOF
18 WAS DEVELOPED OR MANUFACTURED USING COSMETIC ANIMAL TESTING AFTER THIS
19 SECTION SHALL HAVE BECOME A LAW.
20   3. A VIOLATION OF THIS SECTION SHALL BE PUNISHABLE BY A FINE OF NOT
21 MORE THAN FIVE HUNDRED DOLLARS FOR THE FIRST VIOLATION AND NOT MORE THAN
22 ONE THOUSAND DOLLARS FOR EACH SUBSEQUENT VIOLATION.
23   S 2. This act shall take effect on the ninetieth day after it shall
24 have become a law.