

1407

2017-2018 Regular Sessions

I N A S S E M B L Y

January 12, 2017

Introduced by M. of A. ENGLEBRIGHT, KAVANAGH, ROSENTHAL -- Multi-Sponsored by -- M. of A. PEOPLES-STOKES -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to regulation of liquid, food and beverage containers containing bisphenol A

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

1 Section 1. The environmental conservation law is amended by adding a
2 new section 37-0506 to read as follows:
3 § 37-0506. FOOD AND BEVERAGE CONTAINERS.
4 1. BEGINNING DECEMBER FIRST, TWO THOUSAND NINETEEN, NO PERSON SHALL
5 SELL OR OFFER FOR SALE ANY LIQUID, FOOD OR BEVERAGE IN A CAN, JAR OR
6 OTHER CONTAINER CONTAINING BISPHENOL A.
7 2. A MANUFACTURER OF A LIQUID, FOOD OR BEVERAGE PRODUCT AS IDENTIFIED
8 IN SUBDIVISION ONE OF THIS SECTION MAY APPLY TO THE DEPARTMENT FOR A
9 WAIVER OF THE REQUIREMENTS OF SUBDIVISION ONE OF THIS SECTION FOR A
10 PERIOD OF ONE YEAR, UPON PROOF THAT THERE ARE NO AVAILABLE ALTERNATIVES
11 TO BISPHENOL A IN THE MANUFACTURE OF SUCH CAN, JAR OR OTHER CONTAINER
12 THAT IS SUBJECT TO THE PROVISIONS OF SUBDIVISION ONE OF THIS SECTION.
13 AFTER THE GRANTING OF SUCH A WAIVER TO A MANUFACTURER, IT MAY THEREAFTER
14 APPLY FOR ONE ADDITIONAL ONE YEAR WAIVER.
15 § 2. This act shall take effect immediately.

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

LBD05577-01-7