

# STATE OF NEW YORK

2246

2021-2022 Regular Sessions

## IN ASSEMBLY

January 14, 2021

Introduced by M. of A. FERNANDEZ, DICKENS, CRUZ, DE LA ROSA, NIOU, SAYEGH, HYNDMAN -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to the regulation of ingredients in feminine hygiene products

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The public health law is amended by adding a new section  
2 267-a to read as follows:

3 § 267-a. Feminine hygiene product safety. 1. For purposes of this  
4 section,

5 a. "Feminine hygiene products" means tampons, pads, liners, cups,  
6 sponges, douches, wipes, sprays, and similar products used in conjunc-  
7 tion with respect to menstruation or other genital-tract secretions.

8 b. "Restricted substance" shall mean an unsafe chemical for inclusion  
9 in feminine hygiene products as determined by the commissioner, which  
10 shall include, but not be limited to, lead, mercury and related  
11 compounds, formaldehyde, triclosan, toluene, talc, per- and polyfluoro-  
12 alkyl substances, dibutyl phthalate, di(2)exylhexyl phthalate, and  
13 isobutyl-, isopropyl-, butyl-, and propylparaben.

14 2. Within one year of the effective date of this section, manufactur-  
15 ers of feminine hygiene products distributed, sold or offered for sale  
16 in this state, whether at retail or wholesale, for personal, profes-  
17 sional or commercial use, or distributed for promotional purposes, shall  
18 not distribute feminine hygiene products containing a restricted  
19 substance or using such restricted substance as a fragrance, colorant,  
20 dye, preservative or other intentionally added ingredient.

21 § 2. This act shall take effect immediately.

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

LBD05465-01-1