STATE OF NEW YORK

4544

2021-2022 Regular Sessions

IN ASSEMBLY

February 4, 2021

Introduced by M. of A. BYRNE -- read once and referred to the Committee on Health

AN ACT to amend the public health law and the general business law, in relation to restricting the public display of tobacco products and electronic cigarette advertisements and smoking paraphernalia near public libraries

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

Section 1. Paragraph (a) of subdivision 2 of section 1399-dd-1 of the public health law, as added by section 13 of part EE of chapter 56 of the laws of 2020, is amended to read as follows:

(a) No person, corporation, partnership, sole proprietor, limited partnership, association or any other business entity may place, cause to be placed, maintain or to cause to be maintained, smoking paraphernalia or tobacco product, electronic cigarette, or vapor product intended or reasonably expected to be used with or for the consumption of nicotine advertisements in a store front or exterior window or any door which is used for entry or egress by the public to the building or structure containing a place of business within one thousand five hundred feet of a school **or a public library**, provided that within New York city such prohibitions shall only apply within five hundred feet of a school.

§ 2. Paragraph (a) of subdivision 2 of section 396-aaa of the general business law, as added by section 14 of part EE of chapter 56 of the laws of 2020, is amended to read as follows:

(a) No person, corporation, partnership, sole proprietor, limited partnership, association or any other business entity may place, cause to be placed, maintain or to cause to be maintained, smoking paraphernalia or tobacco product, electronic cigarette, or vapor product intended or reasonably expected to be used with or for the consumption of nicotine, advertisements in a store front or any exterior window or

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

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any door which is used for entry or egress by the public to the building or structure containing a place of business within one thousand five hundred feet of a school **or a public library**, provided that within New York city such prohibitions shall only apply within five hundred feet of a school.

§ 3. This act shall take effect on the ninetieth day after it shall have become a law.