STATE OF NEW YORK

4557

2021-2022 Regular Sessions

IN ASSEMBLY

February 4, 2021

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

AN ACT to amend the general business law, in relation to restricting the packaging and sale of confectionery and candy products

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

Section 1. The general business law is amended by adding a new section 396-ff to read as follows:

§ 396-ff. Restrictions on the packaging and sale of confectionery and candy products. 1. No person, firm or corporation shall manufacture, sell or hold for sale confectionery or candy products which are made as a facsimile of a cigarette, pipe or cigar and are clearly designed to simulate or mimic a tobacco product.

2. No person, firm or corporation manufacturing or selling confectionery or candy products shall use, for advertising or packaging purposes, any name, symbol, device or other identifying mark which is similar to the name, symbol, device or mark used in advertising or sale of a tobacco product.

3. Violation of the provisions of this section shall be an offense punishable by a fine not less than one hundred dollars no more than five hundred dollars.

§ 2. This act shall take effect on the first day of January next succeeding the date on which it shall have become law.

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

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