# STATE OF NEW YORK

8363--A

Cal. No. 440

2021-2022 Regular Sessions

# IN ASSEMBLY

October 20, 2021

Introduced by M. of A. ENGLEBRIGHT, ABINANTI, EPSTEIN, FAHY, FERNANDEZ, GALEF, GOTTFRIED, GRIFFIN, KELLES, LUNSFORD, McDONALD, SIMON, THIELE, ZINERMAN, L. ROSENTHAL, BURDICK, GLICK, COLTON -- read once and referred to the Committee on Environmental Conservation -- recommitted to the Committee on Environmental Conservation in accordance with Assembly Rule 3, sec. 2 -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the environmental conservation law, in relation to prohibiting the sale or offer for sale of any cosmetic product or personal care product containing PFAS substances

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

Section 1. The section heading of section 37-0117 of the environmental conservation law, as amended by chapter 44 of the laws of 2020, is amended and a new subdivision 8 is added to read as follows:

Prohibition of cosmetic products and personal care products containing 1,4-dioxane **or PFAS substances**.

**8. No person shall sell or offer for sale any cosmetic product or personal care product containing intentionally added PFAS substances. For the purposes of this subdivision, "PFAS substances" shall mean a class of fluorinated organic chemicals containing at least one fully fluorinated carbon atom and "intentionally added" shall have the same meaning as "intentionally added chemical" in subdivision eleven of section 37-0901 of this article.**

§ 2. This act shall take effect June 1, 2023; provided, however, that if chapter 613 of the laws of 2019 shall not have taken effect on or before such date then section one of this act shall take effect on the same date and in the same manner as such chapter of the laws of 2019 takes effect.

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

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