STATE OF NEW YORK

7552

2021-2022 Regular Sessions

IN SENATE

November 29, 2021

Introduced by Sen. HELMING -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the education law, in relation to requiring labels identifying the country of origin on certain dental restoration products

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

Section 1. The education law is amended by adding a new section 6614 to read as follows:

§ 6614. Labeling of restoration products. 1. Except as otherwise authorized by federal law, no dental restoration product shall be manufactured or distributed within this state unless such product has clearly and permanently marked or imprinted upon such product a label identifying the country in which such product was manufactured. Such label shall be permanent, legible and cosmetically acceptable, provided, however, that where marking or imprinting a dental restoration product is not practicable or clinically safe, such label shall be affixed to or imprinted upon each package or container in which such product is intended to be distributed or delivered within this state.

2. Every dentist licensed in this state shall, prior to applying or implanting a dental restoration product as defined by subdivision three of this section, disclose to the patient the country of origin in which such product was manufactured.

3. For the purposes of this section, "dental restoration product" shall mean any product or treatment used to restore the function, integrity, or morphology of missing or damaged teeth, including, but not limited to crowns, bridges, full or partial dentures, fillings, prosthetic devices, and any other structure or appliance used as a substitute for natural teeth or tissue.

4. The commissioner shall adopt rules and regulations and provide standards necessary to carry out the provisions of this section.

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

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5. Whenever a dental restoration product is determined to have been manufactured or distributed in violation of subdivision one of this section, a civil penalty of five hundred dollars shall be imposed upon the manufacturer of such product for each such violation.

§ 2. This act shall take effect one year after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.