STATE OF NEW YORK

7889

IN SENATE

January 18, 2022

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

AN ACT to amend the general business law, in relation to the manufacture of seasonal and decorative lighting products containing lead; and to repeal section 1376-b of the public health law relating thereto

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

Section 1. Section 1376-b of the public health law, as amended by a chapter of the laws of 2021 amending the public health law relating to the manufacture and sale of seasonal and decorative lighting products containing lead, as proposed in legislative bills numbers S. 5675-A and A. 4522-A, is REPEALED.

§ 2. The general business law is amended by adding a new article 25-C to read as follows:

ARTICLE 25-C

PRODUCTS CONTAINING LEAD

Section 389-s. Manufacture and sale of seasonal and decorative lighting products containing lead.

§ 389-s. Manufacture and sale of seasonal and decorative lighting products containing lead. 1. When used in this title, "seasonal and decorative lighting product" shall mean portable, plug-connected, temporary-use lighting products and accessories that have a nominal 120-volt input voltage rating.

(a) Lighting products within the scope of this rule are factory-assembled with push-in, midget or miniature screw base lamp holders connected in series or parallel, directly across the 120-volt input.

(b) Such lighting products include, but are not limited to lighted decorative outfits such as wired holiday string lights, pre-lit artificial Christmas trees, plants, flowers or wreaths, stockings, stars, candles and light sculptures.

2. On each seasonal and decorative lighting product manufactured, sold or delivered by a manufacturer or distributed within this state after the effective date of this section that contains an electrical cord casing in which lead is present in a quantity greater than one hundred

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

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parts per million, there shall be printed thereon or attached thereto a warning label.

3. Such warning label shall contain the following statement: "WARNING: HANDLING THE COATED ELECTRICAL WIRE OF THIS PRODUCT MAY EXPOSE YOU TO LEAD. WASH HANDS THOROUGHLY AFTER USE."

4. Any manufacturer who violates this section shall be subject to a civil penalty of not more than five hundred dollars for each such violation.

§ 3. Section 399-g of the general business law is renumbered section 389-t.

§ 4. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2021 amending the public health law relating to the manufacture and sale of seasonal and decorative lighting products containing lead, as proposed in legislative bills numbers S. 5675-A and A. 4522-A, takes effect.