STATE OF NEW YORK

2246

2021-2022 Regular Sessions

IN ASSEMBLY

January 14, 2021

Introduced by M. of A. FERNANDEZ, DICKENS, CRUZ, DE LA ROSA, NIOU, SAYEGH, HYNDMAN -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to the regulation of ingredients in feminine hygiene products

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

Section 1. The public health law is amended by adding a new section 267-a to read as follows:

§ 267-a. Feminine hygiene product safety. 1. For purposes of this section,

a. "Feminine hygiene products" means tampons, pads, liners, cups, sponges, douches, wipes, sprays, and similar products used in conjunction with respect to menstruation or other genital-tract secretions.

b. "Restricted substance" shall mean an unsafe chemical for inclusion in feminine hygiene products as determined by the commissioner, which shall include, but not be limited to, lead, mercury and related compounds, formaldehyde, triclosan, toluene, talc, per- and polyfluoroalkyl substances, dibutyl phthalate, di(2)exylhexyl phthalate, and isobutyl-, isopropyl-, butyl-, and propylparaben.

2. Within one year of the effective date of this section, manufacturers of feminine hygiene products distributed, sold or offered for sale in this state, whether at retail or wholesale, for personal, professional or commercial use, or distributed for promotional purposes, shall not distribute feminine hygiene products containing a restricted substance or using such restricted substance as a fragrance, colorant, dye, preservative or other intentionally added ingredient.

§ 2. This act shall take effect immediately.

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

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