STATE OF NEW YORK

10431

IN ASSEMBLY

May 24, 2024

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Flood) -- read once and referred to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to prohibiting the manufacture for sale, sale, hold or offer for sale, or distribution of cultivated meat in the state

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

Section 1. Section 96-g of the agriculture and markets law is amended by adding a new subdivision 18 to read as follows:

18. "Cultivated meat" means any meat or food product produced from cultured animal cells.

§ 2. Section 96-h of the agriculture and markets law, as added by chapter 573 of the laws of 2002, is amended to read as follows:

§ 96-h. Application of article. **1.** Notwithstanding any other provisions of this article, the knowing sale, exposure for sale, exchange or transportation at any and all places within the state of the fur, hair, skin or flesh of domesticated dog (canis familiaris) or domesticated cat (felis catus or domesticus) as food, meat, custom slaughtered meat, farm dressed meat, meat by-product or meat food product edible by humans or animals is hereby prohibited. A violation of this section shall subject the offender to a civil penalty of up to one thousand dollars for an individual and up to five thousand dollars for a corporation for the first violation. Any subsequent violation shall be subject to a civil penalty of up to twenty-five thousand dollars. Any civil penalties collected pursuant to this section shall be paid to the animal population control fund established by section ninety-seven-xx of the state finance law. Any authorization given by or pursuant to the provisions of this article to handle, sell, expose for sale, exchange or transport the carcasses of animals, parts thereof, meat, meat by-products and meat food products within the state and any exclusion from the application of this article applicable to custom slaughtered meat or contained in section ninety-six-j or another provision of this article shall not apply to the knowing sale, exposure for sale, exchange or transportation of the fur, hair, skin or flesh of domesticated dog or

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

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domesticated cat as food, meat, custom slaughtered meat, farm dressed meat, meat by-product or meat food product edible by humans or animals which is prohibited by the provisions of this section. In the case of any conflict with another provision of this article, the provisions of this section shall prevail over such other provision of this article.

2. Notwithstanding any other provisions of this article, it shall be unlawful for any person to manufacture for sale, sell, hold or offer for sale, or distribute cultivated meat in this state. A person who knowingly violates this section commits a class B misdemeanor. A food establishment that manufactures, distributes, or sells cultivated meat in violation of this section shall be subject to disciplinary action including a civil penalty of up to one thousand dollars for an individual and up to five thousand dollars for a corporation for the first violation. Any subsequent violation shall be subject to a civil penalty of up to twenty-five thousand dollars. Any civil penalties collected pursuant to this section shall be paid to the animal population control fund established by section ninety-seven-xx of the state finance law. In addition to the penalties provided in this section the license of any restaurant, store, or other business may be suspended as provided in the applicable licensing law upon the conviction of an owner or employee of that business for a violation of this section in connection with that business. A product found to be in violation of this section is subject to seizure and quarantine under the provisions of section two hundred two-b of this chapter. The department may adopt rules to implement this section.

§ 3. This act shall take effect immediately.