STATE OF NEW YORK

6602--B

2023-2024 Regular Sessions

IN ASSEMBLY

April 24, 2023

Introduced by M. of A. WILLIAMS -- read once and referred to the Committee on Consumer Affairs and Protection -- recommitted to the Committee on Consumer Affairs and Protection in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to requiring the disclosure of prices at appearance enhancement businesses which practice nail specialty

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

Section 1. Section 404-b of the general business law, as amended by chapter 80 of the laws of 2015, is amended to read as follows:

§ 404-b. Nail specialty; owner responsibilities. **1.** In addition to any rules and regulations establishing standards for practices and operations by licensees under this article, in order to ensure the health, safety and welfare within appearance enhancement businesses, all owners and operators of appearance enhancement businesses which practice nail specialty shall make available for use, gloves and facemasks for nail [~~speciality~~] **specialty** licensees and trainees who work in such businesses.

2. All owners and operators of appearance enhancement businesses which practice nail specialty shall post a notice which conspicuously displays the current price of the products and services provided. Such notice shall be posted in close proximity to the cash register or so situated as to be clearly visible to the buyer at the point of sale. Such notice shall:

(a) include, but need not be limited to:

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

LBD01734-05-4

(i) a statement that reads "all prices and the disclosure thereof shall be the responsibility of the owner or operator of this business"; and

(ii) a list of every product or service offered, with a corresponding all inclusive price for each product or service; and

(b) disclose factors which may cause the price of products or services to be higher than the posted price, and the range of possible additional charges.

3. An owner or operator of appearance enhancement businesses which practice nail specialty shall not offer or charge a customer for a product or service that is not included on the notice described in subdivision two of this section.

4. Any violation of this section shall be punishable by a civil penalty not to exceed two hundred fifty dollars for each violation.

§ 2. This act shall take effect on the thirtieth day after it shall have become a law.