STATE OF NEW YORK

7969

2023-2024 Regular Sessions

IN ASSEMBLY

August 18, 2023

Introduced by M. of A. SIMON, GLICK -- Multi-Sponsored by -- M. of A. COOK -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to the creation of a research program to determine the risks posed from chemicals in personal care products or feminine hygiene products; and providing for the repeal of such provisions upon expiration thereof

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 804 to read as follows:

§ 804. Personal care products safety and research. 1. For purposes of this section, the term:

(a) "Personal care product" shall mean articles intended to be rubbed, poured, sprinkled, or sprayed on, introduced into, or otherwise applied to the human body or any part thereof for cleansing, beautifying, promoting attractiveness, or altering the appearance, and articles intended for use as a component of any such articles; except that such term shall not include soap.

(b) "Chemical of concern" shall mean a chemical appearing on any of the lists included in the department of environmental conservation division of materials management program policy on household cleansing product information disclosure published on June sixth, two thousand eighteen pursuant to article thirty-five of this chapter and 6 NYCRR part 659, or as designated by the commissioner.

(c) "Restricted substance" shall mean a substance determined by the commissioner, which shall include, but not be limited to, lead, mercury and related compounds, formaldehyde, triclosan, toluene, per- and polyfluoroalkyl substances, dibutyl phthalate, di(2)exylhexyl phthalate, and isobutyl-, isopropyl-, butyl-, and propylparaben.

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

LBD09719-01-3

(d) "Feminine hygiene products" shall mean pads, liners, cups, sponges, douches, wipes, sprays, and similar products used in conjunction with respect to menstruation or other genital tract secretions.

2. The commissioner shall provide for the conduct or support of research by the department to determine the extent to which the prolonged exposure to any chemical of concern or restricted substance in personal care products or feminine hygiene products poses any risks to the health of individuals who use the products. Such research project shall be completed within two years of the effective date of this section. Such research shall also examine any long-term health effects of using personal care products or feminine hygiene products that do not contain a restricted substance or chemical of concern.

3. Within one year of the completion of such research, any conclusions, recommendations and proposals for implementing such recommendations shall be transmitted to the governor, the temporary president of the senate, the speaker of the assembly, the chair of the senate health committee, and the chair of the assembly health committee, and shall also be made available to the public.

§ 2. This act shall take effect on the thirtieth day after it shall have become a law and shall expire and be deemed repealed two years after such date.