

STATE OF NEW YORK

5852

2025-2026 Regular Sessions

IN ASSEMBLY

February 24, 2025

Introduced by M. of A. STECK, WALSH -- read once and referred to the
Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, relating to regulating the
sale of kratom products

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

1 Section 1. The general business law is amended by adding a new section
2 398-g to read as follows:

3 § 398-g. Kratom package labeling. 1. For the purposes of this section,
4 the following terms shall have the following meanings:

5 (a) "Kratom" means both Mitragyna speciosa, a tree native to Southeast
6 Asia, and the products derived from its leaves that are marketed as
7 herbal supplements.

8 (b) "All natural" means a product that contains no artificial ingredi-
9 ents or added colors and is minimally processed.

10 2. On each package of any kratom product sold or delivered by a
11 manufacturer or distributor within this state on or after January first,
12 two thousand twenty-six, there shall be printed thereon or attached
13 thereto a warning of such product's lack of federal food and drug admin-
14 istration approval and such kratom products' known side effects. Such
15 warning shall be in a font not less than eight-point type and in a color
16 in contrast with the package containing such kratom product, and shall
17 contain the following statement:

18 "WARNING

19 This product has not been approved by the FDA. Side effects may include
20 nausea, agitation, hallucinations, difficulty breathing, liver damage,
21 and death"

22 3. No kratom product shall be advertised as nor shall the packaging of
23 such kratom product suggest, state, or imply that such kratom product is
24 all natural.

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

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1 4. Any person, corporation, partnership, sole proprietor, limited
2 partnership, association or any other business entity in violation of
3 this section shall be subject to a civil penalty of not more than five
4 hundred dollars for a first violation and not more than one thousand
5 dollars for a second or subsequent violation.

6 § 2. This act shall take effect on the one hundred twentieth day after
7 it shall have become a law.