§ 27-2115. Interstate clearinghouse.

1. (a) The department is authorized to participate in the regional, multi-state clearinghouse to assist in carrying out the requirements of this title. The department is authorized to collect the following information from product manufacturers or trade associations representing manufacturers of a product or component to which mercury is intentionally added during formulation or manufacture, or a product containing one or more components to which mercury is intentionally added during formulation or manufacture:

(i) a brief description of the product or product component;

(ii) the purpose for which mercury is used in the product or product component;

(iii) the amount of mercury in each unit of the product or component;

(iv) the total amount of mercury contained in all units of the product or product components; and

(v) the name and address of the manufacturer, and the name, address and phone number of a contact person for the manufacturer.

(b) Every mercury-added consumer product or product component for which federal law governs notice in a manner that preempts state authority shall be exempt from the requirements of this subdivision.

(c) With the approval of the department, a manufacturer may supply the information required by paragraph (a) of this subdivision for a product category rather than an individual product. The manufacturer shall update and revise the information in the notification whenever there is a significant change in the information or when requested by the department.

(d) A product or product component shall not be offered for final sale, use or distributed for promotional purposes unless the manufacturer of the product or product component or a trade association representing manufacturers of the product or component has provided the information required in paragraph (a) of this subdivision.

2. The clearinghouse is authorized to maintain information on behalf of New York state, including, but not limited to: (a) a list of all products containing mercury, including mercury-added consumer products; and (b) a file on all exemptions granted by the states.