

2007-2008 Regular Sessions

I N A S S E M B L Y

January 26, 2007

Introduced by M. of A. MILLMAN, GALEF, CARROZZA, DINOWITZ -- Multi-Sponsored by -- M. of A. BENJAMIN, BOYLAND, CLARK, GLICK, D. GORDON, GOTTFRIED, JOHN, LAFAYETTE, MAYERSOHN, McENENY, PERRY, PHEFFER, WRIGHT -- read once and referred to the Committee on Economic Development, Job Creation, Commerce and Industry -- amended on the special order of third reading, ordered reprinted as amended, retaining its place on the special order of third reading -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the general business law, in relation to the sale of engine coolant and antifreeze

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The general business law is amended by adding a new
section
2 399-e to read as follows:
3 S 399-E. ENGINE COOLANT AND ANTIFREEZE. 1. ANY ENGINE COOLANT OR
ANTI-
4 FREEZE SOLD IN THIS STATE ON OR AFTER JULY FIRST, TWO THOUSAND
NINE,
5 THAT IS MANUFACTURED ON OR AFTER JANUARY FIRST, TWO THOUSAND NINE,
AND
6 THAT CONTAINS MORE THAN TEN PERCENT ETHYLENE GLYCOL, SHALL INCLUDE
DENA-
7 TONIUM BENZOATE AT A MINIMUM OF THIRTY PARTS PER MILLION AS A
BITTERING
8 AGENT WITHIN THE PRODUCT SO AS TO RENDER IT UNPALATABLE. ANOTHER
AVER-
9 SIVE AGENT MAY BE USED AS A BITTERING AGENT IF IT MEETS OR EXCEEDS
THE
10 DEGREE OF AVERSION IN TEST SUBJECTS OBTAINED BY UTILIZING THE
FORMU-
11 LATION OF THIRTY PARTS PER MILLION OF DENATONIUM BENZOATE IN
ENGINE

12 COOLANT OR ANTIFREEZE. ANY MANUFACTURER OR PACKAGER OF A PRODUCT
SUBJECT
13 TO THIS SECTION SHALL MAINTAIN A RECORD OF THE TRADE NAME,
SCIENTIFIC
14 NAME, AND ACTIVE INGREDIENTS OF ANY BITTERING AGENT USED PURSUANT
TO
15 THIS SECTION. INFORMATION AND DOCUMENTATION MAINTAINED PURSUANT TO
THIS
16 SECTION SHALL BE FURNISHED TO ANY MEMBER OF THE PUBLIC UPON REQUEST.
17 2. THIS SECTION SHALL NOT BE CONSTRUED TO APPLY TO THE SALE OF A
MOTOR
18 VEHICLE THAT CONTAINS ENGINE COOLANT OR ANTIFREEZE.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in
brackets

{ } is old law to be omitted.

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1 3. FOR PURPOSES OF THIS SECTION, THE TERMS "ENGINE COOLANT" AND
"ANTI-
2 FREEZE" SHALL MEAN ANY ENGINE COOLANT OR ANTIFREEZE THAT CONTAINS
MORE
3 THAN TEN PERCENT ETHYLENE GLYCOL.

4 S 2. This act shall take effect January 1, 2009