



Legislation Text

File #: Int 1217-2016, **Version:** *

Int. No. 1217

By Council Members Espinal, Crowley and Maisel

A Local Law to amend the administrative code of the city of New York, in relation to banning the sale of cosmetic talc in the city of New York

Be it enacted by the Council as follows:

Section 1. Title 20 of the administrative code of the city of New York is amended by adding a new section 20-699.7 to read as follows:

§20-699.7 Ban on the sale of cosmetic talc. a. Definitions. For the purposes of this section, the following terms have the following meanings:

Person. The term “person” means any natural person, individual, corporation, unincorporated association, proprietorship, firm, partnership, joint venture, joint stock association, or other entity or business organization.

Talc. The term “talc” means a mineral that is a basic silicate of magnesium, and is used especially in making talcum powder.

Cosmetic talc. The term “cosmetic talc” means any cosmetic, as defined under 21 U.S.C. §321(i), which contains talc and may be applied perineally under normal or reasonably foreseeable conditions of use.

Stock keeping unit. The term “stock keeping unit” means each group of items offered for sale of the same brand name, quantity of contents, retail price and variety.

b. Sales ban. It is unlawful for any person to sell or offer for sale cosmetic talc in the city of New York.

c. Penalty. Any person who violates subdivision b of this section or any of the regulations promulgated thereunder is liable for a civil penalty not to exceed \$250 for each violation. Each failure to comply with

subdivision b of this section with respect to any one stock keeping unit constitutes a separate violation.

d. Rules and regulations. The department is authorized to promulgate such rules and regulations as it deems necessary to implement and enforce the provisions of this section.

§2. This local law shall take effect 120 days after it becomes law, except that the department may promulgate any rules and regulations necessary to implement this local law on or before its effective date.

ZH
LS 7706/2016
06/10/2016, 10:00A