Council for Responsible Nutrition
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September 3, 2026

The Honorable Kathy Hochul
Governor of New York State
New York State Capitol Building
Albany, NY 12224

Dear Governor Hochul,

I am writing on behalf of the Council for Responsible Nutrition (CRN), the leading trade association representing the dietary supplement and functional food industry,[1] to respectfully request that you veto Senate Bill S.1239F as written. While CRN understands the underlying intent of this legislation, we are troubled by the provision related to products that are "Generally Recognized As Safe" (GRAS). Specifically, the legislation would establish mandatory reporting requirements for companies that use GRAS substances in their products. CRN believes that efforts should be made to strengthen enforcement mechanisms that ensure the GRAS process is used responsibly, but we do not support overly burdensome requirements that would increase costs for businesses and consumers.

The mandatory reporting requirements include the submission of detailed information on GRAS substances that would be entered into a searchable public database. The resources required for New York regulators to process and review submissions, as well as to develop and implement the database, are expected to be substantial. To recover the costs associated with the proposed reporting requirements, manufacturers of GRAS substances, which include dietary ingredients used in dietary supplements, may be subject to unspecified fees. These fees incurred by manufacturers, along with the burden of the new reporting requirements, may result in increased costs of dietary supplement products, which are used by millions of Americans to help maintain a healthy lifestyle.

Further, the U.S. Food and Drug Administration (FDA) recently issued a proposed rule to make GRAS notifications mandatory at the federal level (including streamlined submission for GRAS substances already on the market). FDA is currently soliciting comments before finalizing the rule, which is not likely to go into effect until 2027 at the earliest. Thus, we believe New York should allow the new federal system to proceed as opposed to creating a separate state regulatory authority.

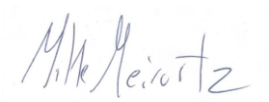
[1] The Council for Responsible Nutrition (CRN), founded in 1973, is a Washington, D.C.-based trade association representing 180+ dietary supplement and functional food manufacturers, ingredient suppliers, and companies providing services to those manufacturers and suppliers. In addition to complying with a host of federal and state regulations governing dietary supplements and food in the areas of manufacturing, marketing, quality control and safety, our manufacturer and supplier members also agree to adhere to additional voluntary guidelines as well as to CRN's Code of Ethics. Follow us on X @CRN_Supplements and LinkedIn.

In the absence of a veto, we would respectfully ask for a chapter amendment to exempt dietary supplements; specifically, that the following be added as a new paragraph (h) under **§ 199-h, subdivision 2**, of S.1239F:

"*Any dietary supplement as defined in Section 321(ff) of Title 21 of the United States Code.*"

Finally, the dietary supplement industry is also critical to New York's economy, accounting for over $12.5 billion in total economic impact, over 18,000 direct jobs, and $1.5 billion in tax revenue.[2] For the reasons outlined above, we urge you to veto S.1239F. If that is not feasible, we ask that you consider a chapter amendment. Protecting the health and well-being of all Americans is CRN's highest priority, and thus we are grateful for the New York State Legislature's commitment to its constituents' health. Please do not hesitate to contact our team for more information. We welcome any opportunity to meet and discuss any issues related to dietary supplements.

Sincerely,



Michael D. Meirovitz
Senior Director, Government Relations
Council for Responsible Nutrition

[2] Council for Responsible Nutrition. (2024, January 23). *Economic Impact Study of the Dietary Supplement Industry*. https://www.crnusa.org/resources/economic-impact-study-dietary-supplement-industry