

5581

2015-2016 Regular Sessions

I N   S E N A T E

May 14, 2015

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Introduced by Sen. O'MARA -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to the recycling of lead-acid batteries

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

1     Section 1. Paragraphs a and b of subdivision 5 of section 27-1701 of  
2     the environmental conservation law, as added by chapter 152 of the laws  
3     of 1990, are amended to read as follows:  
4     a. Any consumer purchasing a new lead-acid battery who does not return  
5     a used lead-acid battery to the retailer at the time of such purchase  
6     shall pay such retailer a return incentive payment [of five dollars] per  
7     lead-acid battery sold.  
8     b. A retailer shall refund to a consumer the [five dollar] return  
9     incentive payment collected pursuant to this subdivision if, within  
10    thirty days of the date of the purchase of a new lead-acid battery, the  
11    consumer returns to such retailer a used lead-acid battery. Any return  
12    incentive payment not refunded to the consumer pursuant to this subdivi-  
13    sion shall be retained by the retailer.  
14    S 2. This act shall take effect on the thirtieth day after it shall  
15    have become a law.

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

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