S T A T E O F N E W Y O R K

6937--A

2009-2010 Regular Sessions

I N A S S E M B L Y

March 17, 2009

Introduced by M. of A. JAFFEE, GUNTHER, COLTON, SPANO, LUPARDO, GALEF, KELLNER, EDDINGTON, SCHIMEL, GORDON -- Multi-Sponsored by -- M. of A. BOYLAND, BRENNAN, GIGLIO, GLICK, GOTTFRIED, REILLY, SKARTADOS, WALKER, WEISENBERG -- read once and referred to the Committee on Environmental Conservation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to the use of plastic bags by supermarket or grocery store chains with five or more stores

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

Section 1. The general business law is amended by adding a new section 399-i to read as follows:

S 399-I. USE OF DISPOSABLE, PLASTIC BAGS. 1. ANY SUPERMARKET OR GROCERY STORE WITH FIVE OR MORE STORES IN A CHAIN SHALL CONDUCT TRAINING FOR ALL EMPLOYEES WHO WORK ON A CHECKOUT LINE AND/OR CASH REGISTER TO DEVELOP AWARENESS ABOUT THE AMOUNT OF DISPOSABLE, PLASTIC BAGS USED PER ORDER AND TO KEEP THE DISTRIBUTION WITHIN REASONABLE LIMITS. SUCH TRAINING SHALL INCLUDE, BUT NOT BE LIMITED TO, REUSING BRAND NEW DISPOSABLE, PLASTIC BAGS THAT A CUSTOMER DECLINES INSTEAD OF THROWING THEM IN THE TRASH AND WHAT CONSTITUTES REASONABLE USE LIMITS OF SUCH DISPOSABLE, PLASTIC BAGS.

2. ANY VIOLATION OF THIS SECTION WHERE ANY SUPERMARKET OR GROCERY STORE CHAIN OF FIVE STORES OR MORE THAT FAIL TO CONDUCT SUCH TRAINING SHALL RECEIVE A FINE OF ONE HUNDRED DOLLARS AND FIVE HUNDRED DOLLARS FOR ANY SUBSEQUENT VIOLATION FOR REPEATED FAILURE TO CONDUCT TRAINING.

S 2. This act shall take effect immediately.

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

LBD03628-02-9