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

4967

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sen. MAZIARZ -- 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 disposal of drugs by incineration

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

Section 1. Title 27 of article 27 of the environmental conservation law, as added by chapter 625 of the laws of 2008, is amended by adding a new section 27-2705 to read as follows:

S 27-2705. DISPOSAL OF DRUGS BY INCINERATION.

ANY COUNTY, TOWN, CITY OR VILLAGE IN THIS STATE MAY APPLY TO THE DEPARTMENT FOR A PERMIT TO INCINERATE UNUSED, UNWANTED OR EXPIRED DRUGS AT FACILITIES OWNED AND MAINTAINED BY SUCH COUNTY, TOWN, CITY OR VILLAGE. SUCH APPLICATION FOR SUCH PERMIT SHALL BE IN A MANNER AND FORM TO BE DETERMINED BY THE DEPARTMENT. SUCH PERMIT, WHEN ISSUED, SHALL PERMIT SUCH COUNTY, TOWN, CITY OR VILLAGE TO DISPOSE OF DRUGS BY INCINERATION WITHOUT FIRST OBTAINING A VARIANCE FROM THE DEPARTMENT. AS PART OF THE APPLICATION PROCESS, THE DEPARTMENT SHALL TAKE SUFFICIENT STEPS AND MAKE SUFFICIENT INSPECTIONS OF THE INCINERATION FACILITIES FOR WHICH SUCH PERMIT IS SOUGHT IN ORDER TO INSURE THAT THE DISPOSAL OF DRUGS BY INCINERATION SHALL BE HAD IN A MANNER TO COMPLY WITH ALL ENVIRONMENTAL AND HEALTH REQUIREMENTS ASSOCIATED WITH SUCH INCINERATION.

S 2. This act shall take effect on the thirtieth day after it shall have become a law.

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

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