

2011-2012 Regular Sessions

I N   S E N A T E

(PREFILED)

January 5, 2011

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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:

1     Section 1. Title 27 of article 27 of the environmental conservation  
2     law, as added by chapter 625 of the laws of 2008, is amended by adding a  
3     new section 27-2705 to read as follows:  
4     S 27-2705. DISPOSAL OF DRUGS BY INCINERATION.  
5     ANY COUNTY, TOWN, CITY OR VILLAGE IN THIS STATE MAY APPLY TO THE  
6     DEPARTMENT FOR A PERMIT TO INCINERATE UNUSED, UNWANTED OR EXPIRED DRUGS  
7     AT FACILITIES OWNED AND MAINTAINED BY SUCH COUNTY, TOWN, CITY OR  
8     VILLAGE. SUCH APPLICATION FOR SUCH PERMIT SHALL BE IN A MANNER AND FORM  
9     TO BE DETERMINED BY THE DEPARTMENT. SUCH PERMIT, WHEN ISSUED, SHALL  
10    PERMIT SUCH COUNTY, TOWN, CITY OR VILLAGE TO DISPOSE OF DRUGS BY INCIN-  
11    ERATION WITHOUT FIRST OBTAINING A VARIANCE FROM THE DEPARTMENT. AS PART  
12    OF THE APPLICATION PROCESS, THE DEPARTMENT SHALL TAKE SUFFICIENT STEPS  
13    AND MAKE SUFFICIENT INSPECTIONS OF THE INCINERATION FACILITIES FOR WHICH  
14    SUCH PERMIT IS SOUGHT IN ORDER TO INSURE THAT THE DISPOSAL OF DRUGS BY  
15    INCINERATION SHALL BE HAD IN A MANNER TO COMPLY WITH ALL ENVIRONMENTAL  
16    AND HEALTH REQUIREMENTS ASSOCIATED WITH SUCH INCINERATION.  
17    S 2. This act shall take effect on the thirtieth day after it shall  
18    have become a law.

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

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