

3756

2013-2014 Regular Sessions

I N   A S S E M B L Y

January 29, 2013

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Introduced by M. of A. DenDEKKER -- read once and referred to the  
Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to  
developing a cigarette butts recycling program

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

1     Section 1. Section 27-1019 of the environmental conservation law is  
2     renumbered section 27-1021 and a new section 27-1019 is added to read as  
3     follows:  
4     S 27-1019. CIGARETTE BUTT RECYCLING AND WASTE CONTROL.  
5     1. THE COMMISSIONER, IN CONSULTATION WITH THE COMMISSIONER OF HEALTH  
6     SHALL DEVELOP AND IMPLEMENT A PROGRAM FOR THE COLLECTION AND RECYCLING  
7     OF CIGARETTE BUTTS.  
8     2. SUCH PROGRAM SHALL INCLUDE BUT NOT BE LIMITED TO:  
9     A. ESTABLISHING A STATEWIDE SYSTEM AND REDEMPTION FACILITIES FOR THE  
10    COLLECTION OF USED CIGARETTE BUTTS VIA AUTOMATED OR NON-AUTOMATED RECY-  
11    CLING EQUIPMENT TO BE SITUATED LOCALLY, BUT NOT LESS THAN ONE FACILITY  
12    PER COUNTY;  
13    B. ESTABLISHING A DEPOSIT AND REFUND VALUE FOR INDIVIDUAL CIGARETTE  
14    BUTTS RETURNED TO COLLECTION FACILITIES OF NOT LESS THAN ONE CENT PER  
15    CIGARETTE BUTT RETURNED AND ESTABLISH A FISCAL PLAN ALLOCATING HOW  
16    DEPOSIT FUNDS ARE COLLECTED AND REFUNDED; AND  
17    C. ESTABLISHING A PUBLIC EDUCATION AND MARKETING CAMPAIGN TO EDUCATE  
18    INDIVIDUALS AS TO THE HARM CIGARETTE BUTTS CAUSE TO THE ENVIRONMENT AND  
19    WORKING WITH CIGARETTE MANUFACTURERS TO IMPLEMENT ANTI-LITTER MESSAGES  
20    ON THEIR PACKAGING.  
21    3. THE COMMISSIONER SHALL HAVE THE AUTHORITY TO PROMULGATE ANY RULES  
22    AND REGULATIONS NECESSARY FOR THE IMPLEMENTATION OF THIS PROGRAM.  
23    4. FOR THE PURPOSES OF THIS SECTION "CIGARETTE BUTT" OR "USED CIGA-  
24    RETTE BUTT" SHALL MEAN ANY CIGARETTE, CIGAR, OR TOBACCO PRODUCT WITH A  
25    FILTER OR BUTT THAT IS NOT SMOKED AND HAS THE POSSIBILITY OF BECOMING A  
26    WASTE PRODUCT.  
27    S 2. This act shall take effect immediately.

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

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