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## 2013-2014 Regular Sessions

## IN SENATE

(PREFILED)

## January 9, 2013

Introduced by Sen. STAVISKY -- 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 developing a cigarette butts recycling program

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, 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 follows:
- S 27-1019. CIGARETTE BUTT RECYCLING AND WASTE CONTROL.

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- 1. THE COMMISSIONER, IN CONSULTATION WITH THE COMMISSIONER OF HEALTH SHALL DEVELOP AND IMPLEMENT A PROGRAM FOR THE COLLECTION AND RECYCLING OF CIGARETTE BUTTS.
  - 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;
- B. ESTABLISHING A DEPOSIT AND REFUND VALUE FOR INDIVIDUAL CIGARETTE BUTTS RETURNED TO COLLECTION FACILITIES OF NOT LESS THAN ONE CENT PER CIGARETTE BUTT RETURNED AND ESTABLISH A FISCAL PLAN ALLOCATING HOW 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.
- 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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