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

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I N A S S E M B L Y

May 26, 2016

Introduced by M. of A. ENGLEBRIGHT, OTIS, FAHY, SIMANOWITZ -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to electronic waste

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

Section 1. Subdivision 3 of section 27-2603 of the environmental conservation law is amended by adding a new paragraph (d-1) to read as follows:

(D-1) NOTWITHSTANDING PARAGRAPH (D) OF THIS SUBDIVISION, FOR CALENDAR YEARS TWO THOUSAND SEVENTEEN AND TWO THOUSAND EIGHTEEN THE STATEWIDE RECYCLING OR REUSE GOAL FOR ALL ELECTRONIC WASTE SHALL BE THE PRODUCT OF THE LATEST POPULATION ESTIMATE FOR THE STATE, AS PUBLISHED BY THE UNITED STATES CENSUS BUREAU MULTIPLIED BY SEVEN POUNDS.

S 2. Subdivision 4 of section 27-2603 of the environmental conservation law is amended by adding a new paragraph (c) to read as follows:

(C) THE DEPARTMENT SHALL ANNUALLY NOTIFY EACH MANUFACTURER OF ITS ACCEPTANCE STANDARD FOR THE FOLLOWING CALENDAR YEAR BY OCTOBER FIRST.

S 3. Paragraphs (a), (b) and (c) of subdivision 5 of section 27-2603 of the environmental conservation law, as added by chapter 99 of the laws of 2010, are amended to read as follows:

(a) If a manufacturer accepts at least ninety percent but less than one hundred percent of its manufacturer's acceptance standard as required by subdivision four of this section, the surcharge shall be [thirty] SIXTY cents multiplied by the number of additional pounds of electronic waste that should have been accepted by such manufacturer.

(b) If a manufacturer accepts at least fifty percent but less than ninety percent of its manufacturer's acceptance standard as required by subdivision four of this section, the surcharge shall be [forty] EIGHTY cents multiplied by the number of additional pounds of electronic waste that should have been accepted by such manufacturer.

(c) If a manufacturer accepts less than fifty percent of its manufacturer's acceptance standard as required by subdivision four of this section, the surcharge shall be [fifty cents] ONE DOLLAR multiplied by

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

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the number of additional pounds of electronic waste that should have been accepted by such manufacturer.

S 4. This act shall take effect immediately.