STATE OF NEW YORK

4158

2017-2018 Regular Sessions

IN SENATE

February 3, 2017

Introduced by Sens. FELDER, GOLDEN, SAVINO, AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to establish a moratorium on the adoption or implementation of any local law, ordinance, rule or regulation relating to charging a fee for carryout merchandise bags or a fee of similar effect; and providing for the repeal of such provisions upon expiration thereof

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. There is hereby established a moratorium on the adoption and/or implementation of any local law or ordinance, or any rule or regulation, by a city with a population of one million or more, related to charging a fee for carryout merchandise bags ("carryout bags") or a fee of similar effect.

§ 2. This act shall take effect immediately and shall be deemed to be in full force and effect on and after February 15, 2017 and shall expire and be deemed repealed two hundred and seventy days after the adoption of a local law which re-authorizes, modifies or repeals local law number 63 of the city of New York for the year 2016, as amended by local law number 81 of the city of New York for the year 2016, for the charging of a fee on customers for carryout bags, which re-authorization, modification or repeal must be passed by the council of the city of New York during the term commencing January 1, 2018 and terminating December 31, 2021, or any term commencing thereafter. The mayor of a city with a population of one million or more shall notify the legislative bill drafting commission upon the adoption of such local law in order that the commission may maintain an accurate and timely effective data base of the official text of the laws of the state of New York in furtherance of effectuating the provisions of section 44 of the legislative law and section 70-b of the public officers law.

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

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