

# STATE OF NEW YORK

6717

2019-2020 Regular Sessions

## IN ASSEMBLY

March 15, 2019

Introduced by M. of A. CRESPO, D'URSO -- read once and referred to the  
Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to  
permitting the use of recyclable beverage container packaging

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

1 Section 1. Subdivision 3 of section 27-1011 of the environmental  
2 conservation law, as amended by section 1 of part PP of chapter 58 of  
3 the laws of 2018, is amended to read as follows:

4 3. No deposit initiator, distributor or dealer shall sell or offer for  
5 sale in this state beverage containers connected to each other by a  
6 separate holding device constructed of plastic [~~which does not: (a)~~  
7 ~~decompose~~] unless such device decomposes by photodegradation or biode-  
8 gradation[+] or

9 [~~(b) comply with minimum post-consumer recycled material content and~~  
10 ~~hole diameter limitations as defined in rules and regulations promulgat-~~  
11 ~~ed by the department, and is recyclable and indicates a resin identifi-~~  
12 ~~cation code~~] such device is recyclable, made of at least ninety percent  
13 post-consumer recycled high density polyethylene, and does not have any  
14 holes greater than one and three-quarters inches in diameter.

15 § 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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