STATE OF NEW YORK

5185

2019-2020 Regular Sessions

IN SENATE

April 12, 2019

Introduced by Sen. METZGER -- 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 plastic carryout bags provided by restaurants

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

Section 1. Subdivision 1 of section 27-2801 of the environmental conservation law, as added by section 2 of part H of a chapter of the laws of 2019 amending the environmental conservation law, the alcoholic beverage control law and the state finance law relating to establishing guidelines for bag waste reduction, as proposed in legislative bill numbers S. 1508-C and A. 2008-C, is amended to read as follows:

1. "Exempt bag" means a bag: (a) used solely to contain or wrap uncooked meat, fish, or poultry; (b) bags used by a customer solely to package bulk items such as fruits, vegetables, grains, or candy; (c) bags used solely to contain food sliced or prepared to order; (d) bags used solely to contain a newspaper for delivery to a subscriber; (e) bags sold in bulk to a consumer at the point of sale; (f) trash bags; (g) food storage bags; (h) garment bags; (i) bags prepackaged for sale to a customer; **or** (j) [~~**plastic carryout bags provided by a restaurant, tavern or similar food service establishment, as defined in the state sanitary code, to carryout or deliver food; or (k)**~~] bags provided by a pharmacy to carry prescription drugs.

§ 2. This act shall take effect on the same date and in the same manner as part H of a chapter of the laws of 2019 amending the environmental conservation law, the alcoholic beverage control law and the state finance law relating to establishing guidelines for bag waste reduction, as proposed in legislative bill numbers S. 1508-C and A. 2008-C, takes effect.

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

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