# STATE OF NEW YORK

3834

2021-2022 Regular Sessions

# IN ASSEMBLY

January 28, 2021

Introduced by M. of A. BURKE, DINOWITZ, ROZIC, JACOBSON, WEPRIN, McMAHON, MAGNARELLI, RAMOS, SIMON, GLICK -- read once and referred to the Committee on Environmental Conservation

AN ACT establishing a commission to eliminate the use of single use plastics in the state of New York; 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. Commission for single use plastic elimination. 1. Establishment. A commission is hereby established to provide a method to eliminate the use of single use plastic in the state of New York.

2. Definitions. For purposes of this act, the term "single use plastic" shall mean any item made of plastic which is intended to be used once before being disposed of.

3. Membership. Such commission shall consist of seven individuals, which shall be appointed as follows:

a. three members shall be appointed by the governor;

b. two members shall be appointed by the senate majority leader; and

c. two members shall be appointed by the assembly majority leader.

4. Reports. a. Six months after the establishment of the commission, an initial report shall be provided to the governor and the legislature with recommendations on elimination methods and replacement procedures, including a cost analysis of such methods and procedures.

b. One year after such initial report, a final report shall be submitted to the governor and the legislature with an implementation procedure for eliminating the use of all single use plastic within the state. Such implementation procedure shall have the full effect of the law one year after such plan was submitted to the governor and the legislature, provided, however, that any modification or abrogation of such plan may be made by law before such plan takes effect.

§ 2. This act shall take effect immediately and shall expire and be deemed repealed 3 years after such date.

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

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