STATE OF NEW YORK

8300

2021-2022 Regular Sessions

IN ASSEMBLY

October 20, 2021

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

AN ACT to amend the environmental conservation law, in relation to allowing a municipality to offset costs for municipal recycling projects by applying for additional funding without limiting the availability of state funding

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

Section 1. Subdivision 1 of section 54-0701 of the environmental conservation law, as amended by section 15 of part SS of chapter 59 of the laws of 2009, is amended to read as follows:

1. "Cost" means the capital cost of a municipal recycling project including engineering and architectural services, surveys, plans and specifications; consultant and legal services; lands acquired pursuant to the conditions set forth in section 54-0709 of this title, and other direct capital expenses incident to such a project[~~, less any federal assistance or other assistance received or to be received~~]. "Cost" shall also include the capital, planning and promotional costs associated with waste reduction projects, the costs related to household hazardous waste collection and disposal programs, and the costs related to planning, educational and promotional activities associated with a recyclables recovery program. "Cost" shall also include beverage container assistance program grants to municipalities and not-for-profit organizations pursuant to section 27-1018 of this chapter. Provided, however, "cost" shall exclude any cost incurred prior to April first, nineteen hundred ninety-three, and shall further exclude costs related to planning, educational and promotional activities associated with a recyclables recovery program incurred prior to April first, two thousand.

§ 2. This act shall take effect immediately.

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

LBD13175-01-1