STATE OF NEW YORK

9890--B

IN ASSEMBLY

April 26, 2024

Introduced by M. of A. BURGOS, LUPARDO, GLICK, STIRPE, FALL, LEVENBERG, SOLAGES, LUNSFORD, ZACCARO, EPSTEIN, DINOWITZ, KELLES, CLARK, GONZALEZ-ROJAS -- read once and referred to the Committee on Consumer Affairs and Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to allowing certain reusable beverage containers in sports venues

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

Section 1. The general business law is amended by adding a new section 391-r to read as follows:

§ 391-r. Reusable beverage containers in sports venues. 1. For purposes of this section, the following terms shall have the following meanings:

(a) "reusable beverage container" means a drinking vessel that is composed primarily of aluminum or stainless steel, and is designed and manufactured to be capable of multiple reuses, including a bottle or cup.

(b) "sports venue" means a building, structure, or place in which professional or collegiate sporting competitions are held.

2. A sports venue shall not prohibit an individual attending any professional or collegiate sporting competition in such sports venue from bringing a reusable beverage container into the sports venue; provided, however:

(a) a sports venue may require that reusable beverage containers be empty upon entering the sports venue;

(b) a sports venue may require that the reusable beverage container not contain a cap; and

(c) a sports venue may restrict reusable beverage containers capable of holding more than twenty-four fluid ounces.

3. Any sports venue that violates this section or any rule promulgated pursuant thereto shall be liable for a civil penalty not to exceed five

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

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hundred dollars for the first violation, and seven hundred fifty dollars for any subsequent violation.

§ 2. This act shall take effect on the one hundred twentieth day after it shall have become a law.