

STATE OF NEW YORK

1679

2025-2026 Regular Sessions

IN ASSEMBLY

January 14, 2025

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

AN ACT to amend the environmental conservation law, in relation to expanding the food donation and food scraps recycling program; and to amend a chapter of the laws of 2024 amending the environmental conservation law relating to expanding the food donation and food scraps recycling program, as proposed in legislative bills numbers S. 5331-A and A. 5906-A, in relation to the effectiveness thereof

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

1 Section 1. Subdivision 1 of section 27-2201 of the environmental
2 conservation law, as amended by a chapter of the laws of 2024 amending
3 the environmental conservation law relating to expanding the food
4 donation and food scraps recycling program, as proposed in legislative
5 bills numbers S. 5331-A and A. 5906-A, is amended to read as follows:
6 1. "Designated food scraps generator" means a person who generates at
7 a single location an annual average of two tons per week or more of food
8 scraps between January first, two thousand twenty-three and December
9 thirty-first, two thousand ~~twenty-five~~ twenty-six, an annual average
10 of one ton per week or more of food scraps between January first, two
11 thousand ~~twenty-six~~ twenty-seven and December thirty-first, two thou-
12 sand ~~twenty-seven~~ twenty-eight, and an annual average of one-half ton
13 per week or more of food scraps beginning January first, two thousand
14 ~~twenty-eight~~ twenty-nine and thereafter based on a methodology estab-
15 lished by the department pursuant to regulations, including, supermar-
16 kets, large food service businesses, higher educational institutions,
17 hotels, food processors, correctional facilities, and sports or enter-
18 tainment venues. For a location with multiple independent food service
19 businesses, such as a mall or college campus, the entity responsible for
20 contracting for solid waste hauling services is responsible for managing
21 food scraps from the independent businesses.

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

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§ 2. Section 4 of a chapter of the laws of 2024 amending the environmental conservation law relating to expanding the food donation and food scraps recycling program, as proposed in legislative bills numbers S. 5331-A and A. 5906-A, is amended to read as follows:

§ 4. This act shall take effect immediately; provided, however, that section two of this act shall take effect January 1, ~~2026~~ 2027.

§ 3. This act shall take effect immediately, provided, however section one of this act shall take effect on the same date and in the same manner as a chapter of the laws of 2024 amending the environmental conservation law relating to expanding the food donation and food scraps recycling program, as proposed in legislative bills numbers S. 5331-A and A. 5906-A, takes effect.