



New York State Association for Reduction, Reuse and Recycling Inc.

NYSAR³

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Albany, NY 12203

NYSAR³ SUPPORTS A3754 (Colton) / S719-B (Grisanti) Source Separated Recyclables Co-Mingling & Disposal Ban Bill

The New York State Association for Reduction, Reuse and Recycling (NYSAR³) is New York State's premier recycling professional association. NYSAR³ is the New York State affiliate of the National Recycling Coalition with over 150 members representing municipal recycling leaders, not-for-profit environmental organizations, businesses and individuals with expertise in waste reduction, reuse, recycling and composting.

TITLE OF BILL: An act to amend the environmental conservation law and the general municipal law in relation to disposal and the source separation of recyclable materials.

PURPOSE: This bill clarifies the obligations of waste management entities regarding the management of recyclable materials, prohibits solid waste management facilities from accepting these recyclables for disposal and specifies certain specific materials to be separated for recycling by everyone within local municipal law.

SUMMARY OF PROVISIONS: The bill adds a new section 27-0709 to the Environmental Conservation Law to prohibit private and municipal waste haulers from delivering recyclable materials to landfills or incinerators. It also prohibits solid waste management facilities from accepting source separated materials for disposal.

The bill amends paragraphs (b) and (c) of subdivision 2 of section 120-aa of the General Municipal Law to specify which materials must at a minimum be separated for recycling pursuant to a local recycling law.

NYSAR³ Statement of Support: Municipalities have implemented local source separation laws that have not been updated in many years and are not consistent statewide regarding the materials identified to be source separated for recycling. This proposal would set a base listing of the materials that must be separated for recycling that are now commonly recognized as recyclable. In addition, existing state statute does not specifically prohibit that, once separated, these recyclable materials must not be disposed of. This is a loop hole within existing law. This proposal would ensure that once these recyclable materials have been separated, they would not be comingled with solid waste or disposed of at solid waste facilities within New York State.