



Legislation Text

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Int. No. 1681

By Council Members Van Bramer, Kallos, Ayala, Gibson and Lander

A Local Law to amend the administrative code of the city of New York, in relation to school food waste prevention plans

Be it enacted by the Council as follows:

Section 1. Subchapter 2 of chapter 3 of title 16 of the administrative code of the city of New York is amended by adding a new section 16-307.2 to read as follows:

§ 16-307.2 School food waste. a. Definitions. As used in this section, the following terms have the following meanings:

Chancellor. The term “chancellor” means the chancellor of the city school district of the city of New York.

Food products. The term “food products” means the types of fresh fruits, vegetables and field crops identified on the list promulgated by the New York state commissioner of agriculture and markets pursuant to subdivision 8-a of section 103 of the general municipal law.

Food purchase contract. The term “food purchase contract” means any contract entered into by the department of education for the direct purchase of food products or processed food.

Processed food. The term “processed food” means the types of foods that have been altered from their natural state, using methods including, but not limited to, canning, freezing, cooking, mixing, chopping, refrigeration, dehydration, liquefaction, and emulsification identified on the list promulgated by the New York state commissioner of agriculture and markets pursuant to subdivision 8-a of section 103 of the general municipal law.

School. The term “school” means a school of the city school district of the city of New York.

Surplus food. The term “surplus food” means any food product or processed food obtained through a food purchase contract that is not used for the purpose for which it was purchased and that would otherwise be discarded or uneaten.

b. Food waste prevention plan. No later than July 1, 2020, the chancellor shall prepare and submit to the commissioner a food waste prevention plan, in consultation with the sustainability coordinators designated pursuant to subdivision c of section 16-307.1. Such plan shall include, but need not be limited to, the following information:

1. Any foods served by schools that the chancellor determines may be safely donated;

2. Any methods the chancellor has identified to reduce the amount of surplus food in schools;

3. Any procedures the chancellor has identified that would allow the department of education or a school to donate surplus food safely and efficiently; and

4. Any other provisions that the chancellor determines would further the reduction of surplus food and improvement of the handling of surplus food that may be donated by the department of education or a school.

c. Review by commissioner. The commissioner shall review the plan required pursuant to subdivision b of this section within 30 days of its submission and shall submit recommendations on the plan to the chancellor. The commissioner shall simultaneously submit a copy of the chancellor’s plan and the commissioner’s recommendations to the speaker of the council.

d. Report. On or before February 1, 2021, and annually thereafter, the department of education’s sustainability director designated pursuant to subdivision a of section 16-307.1, in consultation with the sustainability coordinators designated pursuant to subdivision c of section 16-307.1, shall submit a report to the chancellor and to the commissioner. Such report shall include, at a minimum, for the preceding calendar year:

1. A summary of actions taken to implement the food waste prevention plan;

2. A summary of actions that the chancellor proposes be taken to implement such plan; and

3. Any updates or changes the chancellor makes to any information included in such plan.

e. The department shall include the information contained in the report prepared pursuant to subdivision d of this section as part of the department's annual recycling report required pursuant to subdivision k of section 16-305.

§ 2. This local law takes effect 90 days after it becomes law.

JG
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