

# **New York State Polystyrene Foam Ban**

Effective January 1, 2022 New York State instituted the [Expanded Polystyrene Foam Container and Polystyrene Loose Fill Packaging Ban](#) .

Polystyrene foam is a concern for people and the environment. Foam packaging is one of the top contributors of environmental litter, causing negative impacts to wildlife, waterways, and other natural resources, as well as littering our communities and natural areas. In addition, foam containers and loose fill packaging, such as packing peanuts, are **not** accepted in any recycling programs in Dutchess County or the surrounding areas. Polystyrene should never be placed in a recycling bin.

## **What's included in this ban?**

Any single-use, disposable expanded polystyrene foam food service containers used for prepared food and beverages, including but not limited to: bowls, cartons, clamshells, cups, lids, plates, and trays. It also includes packing peanuts or other loose fill packaging products made of polystyrene foam



## **What's not included?**

Containers used for raw meat, pork, seafood, poultry, or fish sold for the purpose of cooking or preparing off-premises by the customer and prepackaged food sealed prior to receipt at a covered food service provider.

## **Who is considered a covered food service provider?**

A covered food service provider is any person engaged in the business of selling or distributing prepared food or beverages for on-premises or off-premises consumption.

Examples of covered food service providers include: Delis, grocery stores, restaurants, cafeterias, coffee shops, food trucks, hospitals, adult care facilities, nursing homes, elementary and secondary schools, colleges, and universities.