STATE OF NEW YORK

7462

2021-2022 Regular Sessions

IN SENATE

October 22, 2021

Introduced by Sen. HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the energy law, in relation to providing that one hundred percent of in-state sales of new lawn care devices shall be zero-emissions by two thousand twenty-seven

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

Section 1. The energy law is amended by adding a new section 5-108-b to read as follows:

§ 5-108-b. Zero-emissions lawn care devices. 1. The commissioner shall promulgate rules and regulations which shall require that all lawn care devices offered for sale or sold, in the state shall be zero-emissions by two thousand twenty-seven. For purposes of this section, "lawn care device" shall mean any device powered mechanically, which is intended to be used or is actually used for the mowing of grass, the cutting or chipping of trees, tree roots or tree branches, or the clearing of leaves or other vegetation from lawns, sidewalks, public streets or public highways and shall include, but not be limited to, such devices as lawn mowers and lawn mower attachments, lawn edgers, leaf blowers, leaf vacuums, mulchers and chippers.

2. The authority, to the extent consistent with federal law, shall develop and propose strategies, in coordination with other state agencies and the federal environmental protection agency, to achieve one hundred percent zero-emissions from lawn care device operations in the state by two thousand twenty-seven. In implementing the provisions of this paragraph, the authority shall act consistently with safety, technological feasibility and cost-effectiveness.

3. The department, in consultation with the department of economic development, the department of environmental conservation, the public service commission, and other state agencies, local agencies and other interested parties, shall develop a zero-emissions lawn care device

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

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market development strategy by January thirty-first, two thousand twenty-three, and an update every three years thereafter, that:

a. Ensures coordinated and expeditious implementation of the system of policies, programs and regulations necessary to achieve the goals and orders established by this section.

b. Outlines state agencies' actions to support new and used zero-emissions lawn care device markets for broad accessibility for all residents of this state.

4. The authority, the public service commission and other state agencies, shall use existing authorities to accelerate deployment of affordable powering options for zero-emissions lawn care devices, in ways that serve all communities and particularly low-income and disadvantaged communities, consistent with state and federal law.

§ 2. This act shall take effect immediately.