STATE OF NEW YORK

11189

IN ASSEMBLY

May 1, 2026

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

AN ACT to amend the general municipal law and the environmental conservation law, in relation to the reporting and remediation of certain sites following municipal notification to the department of environmental conservation

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

Section 1. The general municipal law is amended by adding a new section 120-dd to read as follows:

§ 120-dd. Notification to department of environmental conservation. Upon the adoption of a resolution by a municipal corporation identifying a property within its jurisdiction as being in violation of any local law, ordinance, code, rule or regulation due to the storage of illegal or hazardous substances, such municipal corporation shall notify the department of environmental conservation.

§ 2. The environmental conservation law is amended by adding a new section 3-0323 to read as follows:

§ 3-0323. Municipal notification; federal reporting and remediation.

1. Within six weeks of receipt of a notification made pursuant to section one hundred twenty-dd of the general municipal law, the department shall (a) notify the United States environmental protection agency about the affected site and (b) develop and issue a remediation plan for such site.

2. The remediation plan shall include the proposed actions of the department with respect to securing the affected site, removing illegal or hazardous substances, and protecting public health, safety and the environment. Such plan shall be implemented and commenced no later than the expiration of the six-week period following notification pursuant to subdivision one of this section.

3. The department shall:

(a) provide the affected municipality with a copy of the remediation plan and inform such municipality of all actions taken pursuant to such plan, including timelines for implementation and completion; and

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

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(b) confirm that the United States environmental protection agency has been notified in accordance with subdivision one of this section.

4. For the purposes of this section, "municipality" shall mean a county, town, city and village.

§ 3. This act shall take effect on the ninetieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.