S T A T E O F N E W Y O R K

10090--A

I N A S S E M B L Y

March 3, 2010

Introduced by M. of A. SWEENEY, LIFTON, JAFFEE, ZEBROWSKI, KAVANAGH, ESPAILLAT, TITONE, CYMBROWITZ, MAGNARELLI, REILLY, SPANO, CASTRO, P. RIVERA, ROSENTHAL, HYER-SPENCER, MAISEL, PERRY, ORTIZ, BRENNAN, COOK, WEISENBERG, SCHIMEL, FIELDS, COLTON, BARRON -- Multi-Sponsored by -- M. of A. DESTITO, GOTTFRIED, MAGEE, MARKEY, McENENY, THIELE -- read once and referred to the Committee on Environmental Conservation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the environmental conservation law, in relation to the prohibition of the on-site disposal of drill cuttings

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The opening paragraph of subdivision 8 of section 23-0305 of the environmental conservation law, as amended by chapter 846 of the laws of 1981, is amended to read as follows:

With respect to oil pools or fields and natural gas pools or fields, the department shall [have power to]:

S 2. Paragraph k of subdivision 8 of section 23-0305 of the environmental conservation law is relettered paragraph 1 and a new paragraph k is added to read as follows:

K. PROHIBIT THE ON-SITE STORAGE, FOR MORE THAN 45 DAYS, DISPOSAL OR BURIAL OF DRILL CUTTINGS AND DRILL CUTTING SAMPLES FROM NATURAL GAS WELLS. THE DRILL CUTTINGS SHALL ONLY BE STORED ON AN IMPERMEABLE SURFACE.

S 3. This act shall take effect on the ninetieth day after it shall have become a law.

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

LBD15433-02-0