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2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. KAVANAGH, COLTON, CAHILL, MILLMAN, SCHIMEL --
Multi-Sponsored by -- M. of A. ALFANO, DIAZ, FINCH, GLICK, HOOPER,
MARKEY, McENENY -- read once and referred to the Committee on Govern-
mental Operations

AN ACT to amend the state finance law, in relation to the procurement
and definition of certified wood

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

1 Section 1. Subdivision 3 of section 165 of the state finance law is
2 amended by adding two new paragraphs k and l to read as follows:
3 K. THE COMMISSIONER SHALL IMPLEMENT A CERTIFIED WOOD PROGRAM, WHICH
4 SPECIFIES CERTIFIED WOOD WHERE FEASIBLE. THE TERM "CERTIFIED WOOD"
5 SHALL BE DEFINED AS WOOD-BASED MATERIALS SOURCED FROM FORESTLANDS OR
6 PRODUCED BY COMPANIES PARTICIPATING IN AN ACCEPTABLE SYSTEM OR PROGRAM
7 WHICH CERTIFIES SUSTAINABLE FOREST MANAGEMENT, AS DETERMINED BY THE
8 COMMISSIONER IN CONSULTATION WITH THE COMMISSIONER OF THE DEPARTMENT OF
9 ENVIRONMENTAL CONSERVATION, OR HIS/HER DESIGNEE. ACCEPTABLE SYSTEMS OR
10 PROGRAMS SHALL INCLUDE ALL OF THE FOLLOWING: (I) ADHERENCE TO MANAGEMENT
11 PRACTICES WHICH CONSERVE BIOLOGICAL DIVERSITY, MAINTAIN PRODUCTIVE
12 CAPACITY OF FOREST ECOSYSTEMS, MAINTAIN FOREST ECOSYSTEM HEALTH AND
13 VITALITY, CONSERVE AND MAINTAIN SOIL AND WATER RESOURCES, AND MAINTAIN
14 FOREST CONTRIBUTION TO GLOBAL CARBON CYCLES; (II) INDEPENDENT THIRD
15 PARTY AUDITING THAT MONITORS, MEASURES AND REPORTS COMPLIANCE WITH
16 SYSTEM OR PROGRAM PRINCIPLES AND GUIDELINES; AND (III) DOCUMENTATION
17 VERIFYING THAT THE WOOD-BASED PRODUCTS ARE SOURCED FROM OR PRODUCED
18 UNDER AN ACCEPTABLE CERTIFICATION SYSTEM OR PROGRAM. THE DEPARTMENT OF
19 ENVIRONMENTAL CONSERVATION SHALL PROVIDE DOCUMENTATION ON THE SUCCESS OF
20 IMPLEMENTING THE CERTIFIED WOOD PROCUREMENT POLICY IN THE ANNUAL REPORT
21 MADE PURSUANT TO PARAGRAPH I OF THIS SUBDIVISION.

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

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1 L. PURSUANT TO THE RESULTS OF THE STATE WOOD CERTIFICATION PROGRAM, A
2 PILOT PROJECT SHALL BE ESTABLISHED TO INCORPORATE CERTIFIED PAPER PROD-
3 UCT.

4 S 2. This act shall take effect immediately, provided, however, that
5 paragraph k of subdivision 3 of section 165 of the state finance law as
6 added by section one of this act shall take effect January 1, 2010; and
7 paragraph l of subdivision 3 of section 165 of the state finance law as
8 added by section one of this act shall take effect January 1, 2012.