

2009-2010 Regular Sessions

I N S E N A T E

January 21, 2009

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

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 ASSEMBLY, 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.  
22 L. PURSUANT TO THE RESULTS OF THE STATE WOOD CERTIFICATION PROGRAM, A  
23 PILOT PROJECT SHALL BE ESTABLISHED TO INCORPORATE CERTIFIED PAPER PROD-  
24 UCT.

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

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