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

410

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 Governmental 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 ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 3 of section 165 of the state finance law is amended by adding two new paragraphs k and l to read as follows:

K. THE COMMISSIONER SHALL IMPLEMENT A CERTIFIED WOOD PROGRAM, WHICH SPECIFIES CERTIFIED WOOD WHERE FEASIBLE. THE TERM "CERTIFIED WOOD" SHALL BE DEFINED AS WOOD-BASED MATERIALS SOURCED FROM FORESTLANDS OR PRODUCED BY COMPANIES PARTICIPATING IN AN ACCEPTABLE SYSTEM OR PROGRAM WHICH CERTIFIES SUSTAINABLE FOREST MANAGEMENT, AS DETERMINED BY THE COMMISSIONER IN CONSULTATION WITH THE COMMISSIONER OF THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, OR HIS/HER DESIGNEE. ACCEPTABLE SYSTEMS OR PROGRAMS SHALL INCLUDE ALL OF THE FOLLOWING: (I) ADHERENCE TO MANAGEMENT PRACTICES WHICH CONSERVE BIOLOGICAL DIVERSITY, MAINTAIN PRODUCTIVE CAPACITY OF FOREST ECOSYSTEMS, MAINTAIN FOREST ECOSYSTEM HEALTH AND VITALITY, CONSERVE AND MAINTAIN SOIL AND WATER RESOURCES, AND MAINTAIN FOREST CONTRIBUTION TO GLOBAL CARBON CYCLES; (II) INDEPENDENT THIRD PARTY AUDITING THAT MONITORS, MEASURES AND REPORTS COMPLIANCE WITH SYSTEM OR PROGRAM PRINCIPLES AND GUIDELINES; AND (III) DOCUMENTATION VERIFYING THAT THE WOOD-BASED PRODUCTS ARE SOURCED FROM OR PRODUCED UNDER AN ACCEPTABLE CERTIFICATION SYSTEM OR PROGRAM. THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION SHALL PROVIDE DOCUMENTATION ON THE SUCCESS OF IMPLEMENTING THE CERTIFIED WOOD PROCUREMENT POLICY IN THE ANNUAL REPORT MADE PURSUANT TO PARAGRAPH I OF THIS SUBDIVISION.

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

LBD01031-01-9

L. PURSUANT TO THE RESULTS OF THE STATE WOOD CERTIFICATION PROGRAM, A PILOT PROJECT SHALL BE ESTABLISHED TO INCORPORATE CERTIFIED PAPER PRODUCT.

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