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

688

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. DINOWITZ, DIAZ, GLICK, MILLMAN, COLTON -- Multi-Sponsored by -- M. of A. GREENE, McENENY -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to preparation of environmental impact statements

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

Section 1. The opening paragraph of subdivision 2 of section 8-0109 of the environmental conservation law, as amended by chapter 219 of the laws of 1990, is amended to read as follows:

All agencies [(or applicant as hereinafter provided)] shall prepare, or cause to be prepared by contract or otherwise an environmental impact statement on any action they propose or approve which may have a significant effect on the environment. SUCH STATEMENT SHALL BE PREPARED BY AN INDEPENDENT ENTITY NOT RELATED OR IN ANY WAY ASSOCIATED WITH THE APPLICANT, OR THE FIRM UNDER CONTRACT FOR THE DESIGN, START UP OR CONSTRUCTION OF THE PROPOSED ACTION OR PLAN. Such a statement shall include a detailed statement setting forth the following:

S 2. This act shall take effect immediately.

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

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