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

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I N S E N A T E

May 6, 2010

Introduced by Sen. AUBERTINE -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT to amend the public authorities law and the state finance law, in relation to a grant program for the agricultural production of biodiesel fuel and a fund for the administration of such program

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

Section 1. The public authorities law is amended by adding a new section 1884 to read as follows:

S 1884. BIODIESEL GRANT PROGRAM. 1. THE AUTHORITY SHALL PROVIDE GRANTS OF MATCHING FUNDS FOR COSTS ASSOCIATED WITH THE AGRICULTURAL PRODUCTION OF BIODIESEL FUEL.

2. ALL MONEYS RECEIVED OR ACCEPTED PURSUANT TO THIS SECTION SHALL BE DEPOSITED INTO THE BIODIESEL GRANT PROGRAM FUND ESTABLISHED PURSUANT TO SECTION NINETY-NINE-R OF THE STATE FINANCE LAW.

3. FOR PURPOSES OF THIS SECTION, "BIODIESEL FUEL" SHALL MEAN A RENEWABLE, BIODEGRADABLE, MONO ALKYL ESTER COMBUSTIBLE LIQUID FUEL DERIVED FROM JATROPHA PLANTS, ALGAE PRODUCTION, MUSTARD SEED, ANIMAL FATS, OTHER AGRICULTURAL PLANT OILS AND/OR WASTE GREASES AND OILS.

4. THE AUTHORITY SHALL ESTABLISH GUIDELINES FOR THE APPLICATION AND ADMINISTRATION OF THE BIODIESEL GRANT PROGRAM.

S 2. The state finance law is amended by adding a new section 99-r to read as follows:

S 99-R. BIODIESEL GRANT PROGRAM FUND. 1. THERE IS HEREBY ESTABLISHED IN THE JOINT CUSTODY OF THE COMPTROLLER AND THE CHAIRMAN OF THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY, A FUND TO BE KNOWN AS THE BIODIESEL GRANT PROGRAM FUND.

2. MONEYS OF THE BIODIESEL GRANT PROGRAM FUND, FOLLOWING APPROPRIATION BY THE LEGISLATURE AND ALLOCATION BY THE DIRECTOR OF THE BUDGET, SHALL BE AVAILABLE TO SUCH CHAIRMAN FOR THE ADMINISTRATION OF THE BIODIESEL GRANT PROGRAM ESTABLISHED BY SECTION EIGHTEEN HUNDRED EIGHTY-FOUR OF THE PUBLIC AUTHORITIES LAW.

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

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S 3. This act shall take effect on the first of January next succeeding the date on which it shall have become a law. Effective immediately, the New York state energy research and development authority shall establish any rules or regulations necessary for the implementation of this act on its effective date.