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

2723

2011-2012 Regular Sessions

I N A S S E M B L Y

January 20, 2011

Introduced by M. of A. CLARK, COLTON -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to hazardous substance storage facilities

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

Section 1. Subdivision 10 of section 40-0105 of the environmental conservation law, as amended by chapter 334 of the laws of 2008, is amended to read as follows:

10. "Storage facility" or "facility" means a single property or contiguous or adjacent properties used for a common purpose which are owned or operated by the same person on or in which are located one or more NON-STATIONARY tanks, BARRELS, DRUMS, OR OTHER HOLDING VESSELS which are used for the storage or containment of hazardous substances.

S 2. Subdivision 2 of section 40-0109 of the environmental conservation law, as added by chapter 672 of the laws of 1986, is amended to read as follows:

2. Any person storing a hazardous substance [may be required to] SHALL furnish the department with information on the storage facility, repairs or replacements, hazardous substances stored, storage and handling practices, or results of tests, monitoring and inspections.

S 3. This act shall take effect on the thirtieth day after it shall have become a law.

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

LBD06565-01-1