

3742

2011-2012 Regular Sessions

I N   A S S E M B L Y

January 27, 2011

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

AN ACT to amend the environmental conservation law, in relation to  
declaring a policy of equal treatment in development and enforcement  
of environmental laws, regulations and policies

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

1     Section 1. The opening paragraph of subdivision 1 of section 1-0101 of  
2     the environmental conservation law is designated paragraph a and a new  
3     paragraph b is added to read as follows:  
4     B. IT IS FURTHER THE POLICY OF THE STATE THAT PEOPLE OF ALL RACES,  
5     CULTURES, RELIGIONS, INCOMES, EDUCATION LEVELS AND SEXUAL PREFERENCE BE  
6     TREATED EQUALLY WITH RESPECT TO THE DEVELOPMENT AND ENFORCEMENT OF ENVI-  
7     RONMENTAL LAWS, REGULATIONS AND POLICIES. IT IS A BASIC RIGHT OF ALL NEW  
8     YORKERS TO LIVE AND WORK IN SAFE, HEALTHFUL, PRODUCTIVE, AND AESTHET-  
9     ICALLY AND CULTURALLY PLEASING SURROUNDINGS. THIS POLICY IS BASED ON THE  
10    CONCEPT OF FUNDAMENTAL FAIRNESS, WHICH IMPLIES THAT NO POPULATION SHOULD  
11    BE FORCED TO BEAR A DISPROPORTIONATE SHARE OF EXPOSURE TO THE NEGATIVE  
12    EFFECTS OF POLLUTION DUE TO LACK OF POLITICAL OR ECONOMIC STRENGTH.  
13    S 2. This act shall take effect immediately.

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

LBD05997-01-1