

1 3. "COUNCIL" MEANS THE STATE AUTHORITIES ENERGY CONSERVATION COUNCIL
2 ESTABLISHED PURSUANT TO SECTION TWENTY-NINE HUNDRED NINETY-SEVEN OF THIS
3 TITLE.

4 4. "DEC" MEANS THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION.

5 5. "DISTRIBUTED GENERATION" MEANS ELECTRICITY THAT IS GENERATED FROM
6 SMALL ENERGY SOURCES THAT ARE LOCATED NEAR OR IN THE BUILDING OR FACILI-
7 TY WHERE THE ELECTRICITY IS USED. DISTRIBUTED ENERGY RESOURCE SYSTEMS
8 ARE SMALL-SCALE POWER GENERATION TECHNOLOGIES USED TO PROVIDE AN ALTER-
9 NATIVE TO OR ENHANCEMENT OF THE TRADITIONAL ELECTRIC POWER SYSTEM, SUCH
10 AS SOLAR PANELS OR SMALL WIND TURBINES.

11 6. "NET ZERO ENERGY USAGE" MEANS THE AMOUNT OF ENERGY PROVIDED BY
12 ON-SITE RENEWABLE ENERGY SOURCES IS EQUAL TO THE AMOUNT OF ENERGY USED
13 BY THE BUILDING OR FACILITY.

14 7. "NYSERDA" MEANS THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT
15 AUTHORITY.

16 8. "OGS" MEANS THE OFFICE OF GENERAL SERVICES.

17 9. "RENEWABLE ENERGY" MEANS ENERGY PRODUCED FROM THE FOLLOWING SOURC-
18 ES: SOLAR THERMAL, PHOTOVOLTAICS, WIND, HYDROELECTRIC, GEOTHERMAL ELEC-
19 TRIC, GEOTHERMAL GROUND SOURCE HEAT, TIDAL ENERGY, WAVE ENERGY, OCEAN
20 THERMAL, AND FUEL CELLS.

21 10. "STATE AUTHORITY" SHALL HAVE THE SAME MEANING AS SUCH TERM IS
22 DEFINED IN SUBDIVISION ONE OF SECTION TWO OF THIS CHAPTER.

23 11. "STATE INTERAGENCY COUNCIL ON SUSTAINABILITY AND GREEN PROCURE-
24 MENT" MEANS THE COUNCIL ESTABLISHED PURSUANT TO EXECUTIVE ORDER NUMBER
25 FOUR OF TWO THOUSAND EIGHT.

26 S 2991. ENERGY TARGETS. 1. ALL BUILDINGS OR FACILITIES OWNED, LEASED,
27 UNDER WHICH THE STATE AUTHORITY PAYS DIRECTLY FOR ENERGY, OR OPERATED BY
28 A STATE AUTHORITY SHALL MEET THE FOLLOWING TARGETS AND TIMETABLE TO
29 ACHIEVE REDUCTIONS IN GREENHOUSE GAS EMISSIONS, ENERGY AND WATER
30 CONSUMPTION:

31 (A) REDUCE GREENHOUSE GAS EMISSIONS THAT RESULT FROM STATE AUTHORITY
32 OPERATIONS FROM THE ESTABLISHED BASELINE MEASUREMENTS BY FIFTEEN PERCENT
33 BY THE YEAR TWO THOUSAND FIFTEEN, TWENTY-FIVE PERCENT BY THE YEAR TWO
34 THOUSAND TWENTY AND FIFTY PERCENT BY THE YEAR TWO THOUSAND TWENTY-FIVE.
35 EMISSION REDUCTIONS SHALL BE MEASURED ON AN ABSOLUTE BASIS AND NOT
36 ADJUSTED FOR FACILITY EXPANSION, LOAD GROWTH OR WEATHER;

37 (B) REDUCE OVERALL ENERGY CONSUMPTION AT BUILDINGS OR FACILITIES OWNED
38 OR LEASED, UNDER WHICH THE STATE AUTHORITY PAYS DIRECTLY FOR ENERGY, BY
39 THE STATE AUTHORITY FROM THE ESTABLISHED BASELINE MEASUREMENTS BY
40 FIFTEEN PERCENT BY THE YEAR TWO THOUSAND FIFTEEN, TWENTY-FIVE PERCENT BY
41 THE YEAR TWO THOUSAND TWENTY AND FIFTY PERCENT BY THE YEAR TWO THOUSAND
42 TWENTY-FIVE;

43 (C) REDUCE POTABLE WATER USE FROM THE ESTABLISHED BASELINE MEASUREMENT
44 BY TEN PERCENT BY THE YEAR TWO THOUSAND FIFTEEN, TWENTY PERCENT BY THE
45 YEAR TWO THOUSAND TWENTY AND THIRTY PERCENT BY THE YEAR TWO THOUSAND
46 TWENTY-FIVE; AND

47 (D) PROCURE FIFTEEN PERCENT OF ANNUAL ELECTRICITY CONSUMPTION FROM
48 RENEWABLE SOURCES AND/OR FROM DISTRIBUTED GENERATION OR COGENERATION BY
49 THE YEAR TWO THOUSAND FIFTEEN, TWENTY-FIVE PERCENT BY THE YEAR TWO THOU-
50 SAND TWENTY AND FIFTY PERCENT BY THE YEAR TWO THOUSAND TWENTY-FIVE.

51 2. EACH STATE AUTHORITY THAT OWNS, LEASES OR OPERATES A BUILDING OR
52 FACILITY SHALL ESTABLISH A BASELINE MEASUREMENT OF GREENHOUSE GAS EMIS-
53 SIONS, ELECTRICITY AND WATER CONSUMPTION LEVELS FOR THE PERIOD BEGINNING
54 JANUARY FIRST, TWO THOUSAND NINE AND ENDING DECEMBER THIRTY-FIRST, TWO
55 THOUSAND TEN FOR SUCH BUILDING OR FACILITY. THE BASELINE MEASUREMENT
56 SHALL BE THE AVERAGE OF THE TWO YEAR PERIOD.

1 3. THE PROVISIONS OF THIS SECTION SHALL NOT APPLY TO A BUILDING OR
2 FACILITY OWNED, LEASED, OR OPERATED BY A STATE AUTHORITY ESTABLISHED
3 PURSUANT TO TITLES ONE AND ONE-A OF ARTICLE FIVE OF THIS CHAPTER, WHICH
4 BUILDING OR FACILITY IS USED PRIMARILY BY THE STATE AUTHORITY TO
5 PRODUCE, GENERATE, TRANSMIT OR STORE ENERGY AND POWER.

6 S 2992. ENERGY ASSESSMENTS AND CONSERVATION PLAN. 1. ENERGY ASSESS-
7 MENTS. (A) A STATE AUTHORITY THAT OWNS, LEASES OR OPERATES A BUILDING OR
8 FACILITY SHALL CONDUCT AN ONSITE ASSESSMENT AND EVALUATION OF ENERGY AND
9 WATER CONSUMPTION AND EXPENSES OF SUCH BUILDING OR FACILITY. THE ASSESS-
10 MENT SHALL INCLUDE THE FOLLOWING INFORMATION:

11 (1) THE TOTAL NUMBER OF BUILDINGS AND FACILITIES OWNED, LEASED OR
12 OPERATED BY THE STATE AUTHORITY AND THE TOTAL SQUARE FOOTAGE FOR SUCH
13 BUILDINGS AND FACILITIES;

14 (2) THE TOTAL ANNUAL ENERGY CONSUMPTION, LISTED BY ENERGY SOURCE, FOR
15 EACH BUILDING OR FACILITY;

16 (3) THE TOTAL ANNUAL ENERGY COST CALCULATED PER SQUARE FOOT, AND LIST-
17 ED BY ENERGY SOURCE, FOR EACH BUILDING OR FACILITY;

18 (4) THE TOTAL ANNUAL WATER CONSUMPTION FOR EACH BUILDING OR FACILITY;

19 (5) THE TOTAL ANNUAL COST FOR FUEL USED BY AUTHORITY-OWNED VEHICLES,
20 LISTED BY FUEL TYPE AND THE AVERAGE MILEAGE EFFICIENCY OF VEHICLES BY
21 VEHICLE CLASS OWNED OR LEASED BY THE STATE AUTHORITY; AND

22 (6) A BREAKDOWN BY PERCENTAGE OF THE TOTAL RENEWABLE ENERGY USED BY
23 EACH BUILDING OR FACILITY.

24 (B) IN DEVELOPING THIS ASSESSMENT, THE STATE AUTHORITY MAY SEEK THE
25 ADVICE AND ASSISTANCE OF OTHER STATE AGENCIES AND ENTITIES, SUCH AS DEC,
26 NYSERDA OR OGS.

27 2. ENERGY CONSERVATION PLAN. (A) BASED ON THE ASSESSMENT CONDUCTED
28 PURSUANT TO SUBDIVISION ONE OF THIS SECTION, EACH STATE AUTHORITY SHALL
29 DEVELOP AND SUBMIT TO THE COUNCIL FOR ITS APPROVAL AN ENERGY CONSERVA-
30 TION PLAN TO MEET THE TARGETS, GOALS AND TIMETABLE ESTABLISHED PURSUANT
31 TO SUBDIVISION ONE OF SECTION TWENTY-NINE HUNDRED NINETY-ONE OF THIS
32 TITLE.

33 (B) THE PLAN SHALL DESCRIBE SPECIFIC MEASURES TO BE TAKEN TO REDUCE
34 THE STATE AUTHORITY'S GREENHOUSE GAS EMISSIONS, ENERGY AND WATER
35 CONSUMPTION IN ACCORDANCE WITH SUCH TARGETS AND GOALS. THE PLAN SHALL
36 ALSO DESCRIBE ANY POLICIES ADOPTED, AND PROJECTS PURSUED, BY THE STATE
37 AUTHORITY TO INCREASE THE USE OF RENEWABLE ENERGY SOURCES AND OTHER
38 ALTERNATIVE SOURCES, SUCH AS DISTRIBUTIVE GENERATION AND COGENERATION.

39 (C) THE COUNCIL SHALL APPROVE THE PLAN IF THE PLAN:

40 (1) PROVIDES A DETAILED AND COMPREHENSIVE PLAN FOR ACHIEVING THE
41 TARGETS AND GOALS SET FORTH IN SECTION TWENTY-NINE HUNDRED NINETY-ONE OF
42 THIS TITLE; AND

43 (2) CAN BE IMPLEMENTED IN A COST-EFFECTIVE MANNER.

44 S 2993. SOLID WASTE MANAGEMENT PLAN. 1. FOR PURPOSES OF THIS SECTION,
45 "SOLID WASTE" SHALL HAVE THE SAME MEANING AS IS FOUND IN SUBDIVISION ONE
46 OF SECTION 27-0701 OF THE ENVIRONMENTAL CONSERVATION LAW, BUT SHALL NOT
47 INCLUDE SOURCE, SPECIAL NUCLEAR OR BY-PRODUCT MATERIAL AS DEFINED IN THE
48 ATOMIC ENERGY ACT OF 1954, AS AMENDED, OR HAZARDOUS WASTE WHICH APPEARS
49 ON THE LIST OR SATISFIES THE CHARACTERISTICS OF HAZARDOUS WASTE PROMUL-
50 GATED PURSUANT TO SECTION 27-0903 OF THE ENVIRONMENTAL CONSERVATION LAW,
51 OR LOW LEVEL RADIOACTIVE WASTE AS DEFINED IN SECTION 29-0101 OF THE
52 ENVIRONMENTAL CONSERVATION LAW.

53 2. (A) ALL STATE AUTHORITIES SHALL PREPARE AND SUBMIT TO THE COUNCIL
54 FOR ITS REVIEW AND APPROVAL A SOLID WASTE MANAGEMENT PLAN FOR SUCH
55 AUTHORITY FOR AT LEAST A TEN-YEAR PERIOD.

(B) THE SOLID WASTE MANAGEMENT PLAN, WHICH SHALL BE IN A FORM DEVELOPED BY THE COUNCIL, SHALL, AT A MINIMUM:

(1) IDENTIFY, DESCRIBE AND CHARACTERIZE THE SOLID WASTE STREAM TO BE MANAGED IN THE PLANNING PERIOD;

(2) ASSESS EXISTING AND ALTERNATE PROPOSED SOLID WASTE MANAGEMENT PROGRAMS AND FACILITIES;

(3) IDENTIFY THE PARTIES WITH RESPONSIBILITY TO IMPLEMENT EACH ELEMENT OF THE PLAN AND THE STEPS WHICH MUST BE UNDERTAKEN BY EACH; AND

(4) SET FORTH A TIMETABLE FOR IMPLEMENTING THE PLAN, INCLUDING ESTABLISHING ANNUAL GOALS.

(C) SUCH PLAN SHALL STRIVE TO ACHIEVE THE OBJECTIVES OF THE STATE SOLID WASTE MANAGEMENT POLICY SET FORTH IN SECTION 27-0106 OF THE ENVIRONMENTAL CONSERVATION LAW, PROVIDE FOR OR TAKE INTO ACCOUNT MANAGEMENT OF ALL SOLID WASTE WITHIN THE PLANNING UNIT, AND EMBODY, AS MAY BE APPROPRIATE TO THE CIRCUMSTANCES, SOUND PRINCIPLES OF SOLID WASTE MANAGEMENT, NATURAL RESOURCES CONSERVATION, ENERGY PRODUCTION, AND EMPLOYMENT CREATING OPPORTUNITIES.

(D) THE COUNCIL SHALL APPROVE A PLAN IF THE PLAN CONTAINS THE ELEMENTS SET FORTH IN PARAGRAPH (B) OF THIS SUBDIVISION. THEREAFTER SUCH PLAN SHALL BECOME THE SOLID WASTE MANAGEMENT PLAN IN EFFECT FOR SUCH AUTHORITY. IF THE PLAN AS SUBMITTED DOES NOT CONTAIN THE ELEMENTS SET FORTH IN PARAGRAPH (B) OF THIS SUBDIVISION, THE COUNCIL SHALL STATE THE REASONS FOR ITS DETERMINATION AND REQUIRE THE STATE AUTHORITY TO RE-SUBMIT AN AMENDED PLAN FOR APPROVAL.

S 2994. ENERGY CONSERVATION COORDINATOR. 1. EACH STATE AUTHORITY SHALL APPOINT AN ENERGY CONSERVATION COORDINATOR TO ORGANIZE, COORDINATE, OVERSEE AND REPORT ON THE ENERGY CONSERVATION ACTIVITIES OF THE STATE AUTHORITY. THE COORDINATOR SHALL, AMONG OTHER DUTIES AND RESPONSIBILITIES:

(A) PREPARE THE ENERGY CONSERVATION AND SOLID WASTE MANAGEMENT PLANS;

(B) ORGANIZE, COORDINATE AND OVERSEE THE IMPLEMENTATION OF THE CONSERVATION ACTIVITIES CONTAINED IN THE CONSERVATION PLAN;

(C) ORGANIZE, COORDINATE AND OVERSEE THE IMPLEMENTATION OF THE SOLID WASTE MANAGEMENT PLAN;

(D) SUBMIT THE PROGRESS REPORTS REQUIRED PURSUANT TO SECTION TWENTY-NINE HUNDRED NINETY-EIGHT OF THIS TITLE; AND

(E) DISSEMINATE ALL APPLICABLE INFORMATION TO AUTHORITY STAFF, AND TRACKING AND REPORTING ALL REQUESTED ENERGY CONSUMPTION OR WASTE MANAGEMENT DATA.

2. THE DEC SHALL DEVELOP AND CONDUCT A TRAINING PROGRAM FOR THE ENERGY COORDINATORS AND ASSIST THEM WITH THE TRAINING OF APPROPRIATE STAFF, VENDORS AND CONTRACTORS.

S 2995. NEW CONSTRUCTION, RENOVATIONS AND LEASES. 1. THE DESIGN AND CONSTRUCTION OF ANY NEW BUILDINGS OR FACILITY, OR THE SUBSTANTIAL RENOVATION OF AN EXISTING BUILDING OR FACILITY, BY A STATE AUTHORITY SHALL COMPLY WITH THE STANDARDS AND REGULATIONS PROMULGATED BY OGS PURSUANT TO ARTICLE FOUR-C OF THE PUBLIC BUILDINGS LAW. THIS SUBDIVISION SHALL ALSO APPLY TO A BUILDING OR FACILITY, FIFTY PERCENT OR MORE OF THE FUNDING FOR THE PURCHASE, LEASE, DESIGN, CONSTRUCTION OR SUBSTANTIAL RENOVATION THEREOF IS FUNDED DIRECTLY OR INDIRECTLY BY A STATE AUTHORITY. ALL NEWLY CONSTRUCTED BUILDINGS OR FACILITIES SHALL ACHIEVE NET ZERO ENERGY USAGE AFTER JANUARY FIRST, TWO THOUSAND TWENTY-FIVE.

2. ANY LEASES ENTERED INTO BY A STATE AUTHORITY, INCLUDING THE RENEGOTIATION OR EXTENSION OF EXISTING LEASES, SHALL:

(A) INCORPORATE LEASE PROVISIONS THAT ENCOURAGE ENERGY AND WATER EFFICIENCY WHEREVER LIFE-CYCLE COST-EFFECTIVE. BUILD-TO-SUIT LEASE SOLICITA-

1 TIONS SHALL CONTAIN CRITERIA ENCOURAGING SUSTAINABLE DESIGN AND DEVELOP-
2 MENT, ENERGY EFFICIENCY, AND VERIFICATION OF FACILITY PERFORMANCE;

3 (B) INCLUDE A PREFERENCE FOR FACILITIES HAVING THE ENERGY STAR BUILD-
4 ING LABEL IN THEIR SELECTION CRITERIA FOR ACQUIRING LEASED FACILITIES;
5 AND

6 (C) ENCOURAGE LESSORS TO APPLY FOR AN ENERGY STAR BUILDING LABEL AND
7 TO EXPLORE AND IMPLEMENT PROJECTS THAT WILL REDUCE COSTS, INCLUDING
8 PROJECTS CARRIED OUT THROUGH THE LESSORS' ENERGY-SAVINGS CONTRACTS.

9 S 2996. PROCUREMENT. ALL PURCHASES OF PRODUCTS, EQUIPMENT, SERVICES
10 AND TECHNOLOGIES MADE BY A STATE AUTHORITY SHALL BE PURSUANT TO PROCURE-
11 MENT LISTS AND SPECIFICATIONS PROMULGATED BY THE STATE INTERAGENCY COUN-
12 CIL ON SUSTAINABILITY AND GREEN PROCUREMENT. IF A PRODUCT OR EQUIPMENT
13 IS NOT ON A PROCUREMENT LIST, THE STATE AUTHORITY SHALL SELECT ENERGY
14 STAR AND ENERGY-EFFICIENT PRODUCTS WHEN ACQUIRING ENERGY-USING PRODUCTS
15 OR EQUIPMENT. FOR PRODUCTS OR EQUIPMENT FOR WHICH ENERGY STAR LABELS ARE
16 NOT YET AVAILABLE, THE STATE AUTHORITY SHALL FOLLOW THE GUIDELINES
17 ADOPTED BY NYSERDA THAT DESIGNATE TARGET ENERGY EFFICIENCY LEVELS FOR
18 SUCH PRODUCT OR EQUIPMENT.

19 S 2997. STATE AUTHORITIES ENERGY CONSERVATION COUNCIL. THERE IS HEREBY
20 ESTABLISHED WITHIN DEC A STATE AUTHORITIES ENERGY CONSERVATION COUNCIL.
21 THE COMMISSIONER OF DEC SHALL DETERMINE THE NUMBER OF, AND APPOINT THE
22 MEMBERS TO THE COUNCIL, PROVIDED THAT THERE SHALL BE AT LEAST ONE REPRE-
23 SENTATIVE EACH FROM NYSERDA AND OGS. THE COUNCIL SHALL BE RESPONSIBLE
24 FOR MONITORING, OVERSEEING AND REPORTING ON THE ACTIONS TAKEN BY STATE
25 AUTHORITIES TO ACHIEVE THE ENERGY REDUCTION TARGETS REQUIRED UNDER THIS
26 TITLE, AND SHALL HAVE THE FOLLOWING DUTIES AND RESPONSIBILITIES:

27 1. DEVELOP FORMATS FOR THE ENERGY CONSERVATION PLAN, SOLID WASTE
28 MANAGEMENT PLAN AND PROGRESS REPORTS, AND ESTABLISH THE DATES FOR
29 SUBMISSION OF THE PLANS AND REPORTS;

30 2. ASSIST STATE AUTHORITIES AND THEIR COORDINATORS TO PREPARE THE
31 ENERGY CONSERVATION AND WASTE MANAGEMENT PLANS, TO IMPLEMENT THE PLANS,
32 AND TO MEET THE TARGETS AND GOALS SET FORTH IN THIS TITLE;

33 3. APPROVE THE ENERGY CONSERVATION PLAN OR WASTE MANAGEMENT PLAN
34 SUBMITTED BY A STATE AUTHORITY;

35 4. EVALUATE THE PROGRESS OF STATE AUTHORITIES IN IMPLEMENTING THEIR
36 ENERGY CONSERVATION AND WASTE MANAGEMENT PLANS, AND MEETING THE TARGETS
37 AND GOALS SET FORTH IN THIS TITLE;

38 5. COMPILE THE INFORMATION SUBMITTED BY STATE AUTHORITIES IN THE
39 PROGRESS REPORTS AND REPORT ON THE PROGRESS MADE TOWARD ACHIEVING THE
40 GOALS DESCRIBED IN THE CONSERVATION PLAN;

41 6. PROVIDE TECHNICAL ASSISTANCE TO STATE AUTHORITIES NECESSARY TO
42 SATISFY REPORTING REQUIREMENTS;

43 7. DEVELOP AND MAINTAIN DATA MANAGEMENT SYSTEMS AS ARE NECESSARY TO
44 DOCUMENT ENERGY USAGE IN A MANNER CONSISTENT WITH, AND IN SUPPORT OF,
45 THE DEVELOPMENT AND IMPLEMENTATION OF THE ENERGY CONSERVATION TARGETS
46 AND GOALS;

47 8. PREPARE AN ANNUAL REPORT TO THE GOVERNOR AND THE LEGISLATURE PURSU-
48 ANT TO SECTION TWENTY-NINE HUNDRED NINETY-EIGHT OF THIS TITLE.

49 S 2998. REPORTS. 1. PROGRESS REPORTS. (A) THE CONSERVATION COORDINATOR
50 OF EACH STATE AUTHORITY SHALL PREPARE AND SUBMIT TO THE COUNCIL AN ANNU-
51 AL PROGRESS REPORT IN A FORM OR MANNER, CONTAINING SUCH INFORMATION OR
52 DATA, AND ON SUCH DATE DETERMINED BY THE COUNCIL. THE REPORT SHALL BE
53 CERTIFIED BY THE EXECUTIVE DIRECTOR OF THE STATE AUTHORITY.

54 (B) AT A MINIMUM, SUCH REPORT SHALL DESCRIBE:

1 (1) THE STATE AUTHORITY'S EFFORTS REGARDING REDUCTION IN ENERGY AND
2 WATER CONSUMPTION; WASTE REDUCTION AND RECYCLING ACTIVITIES; RECYCLED
3 PRODUCT PROCUREMENT; QUANTITIES OF MATERIAL RECYCLED;

4 (2) THE PROGRESS MADE TOWARD ACHIEVING THE TARGET AND GOALS MANDATED
5 IN THIS TITLE;

6 (3) THE PROGRESS MADE TOWARD INCREASING THE USE OF RENEWABLE ENERGY
7 SOURCES; AND

8 (4) BARRIERS TO ACHIEVING PROGRESS TOWARDS MEETING THE TARGETS AND
9 GOALS.

10 2. ANNUAL REPORT. THE COUNCIL SHALL PREPARE AND SUBMIT TO THE GOVERNOR
11 AND THE LEGISLATURE AN ANNUAL REPORT, WHICH SHALL CONTAIN THE FOLLOWING:

12 (A) A SUMMARY OF THE RESULTS FROM THE PROGRESS REPORTS SUBMITTED BY
13 THE STATE AUTHORITIES;

14 (B) A DESCRIPTION OF THE OVERALL PROGRESS BY THE STATE AUTHORITIES
15 TOWARDS ACHIEVING THE ENERGY CONSUMPTION AND WATER USE REDUCTION
16 TARGETS;

17 (C) A DESCRIPTION OF THE OVERALL PROGRESS BY THE STATE AUTHORITIES
18 TOWARDS IMPLEMENTING THEIR WASTE MANAGEMENT PLANS;

19 (D) A COMPARISON OF RESULTS OF ENERGY CONSERVATION ACTIVITIES TAKEN BY
20 THE STATE AUTHORITIES DURING PRIOR YEARS;

21 (E) IDENTIFYING THOSE STATE AUTHORITIES THAT HAVE PERFORMED POORLY
22 TOWARDS ACHIEVING THE CONSERVATION TARGETS AND GOALS OR IMPLEMENTING
23 THEIR WASTE MANAGEMENT PLAN;

24 (F) RECOMMENDATIONS TO IMPROVE OR ENHANCE THE CONSERVATION AND WASTE
25 MANAGEMENT EFFORTS OF STATE AUTHORITIES.

26 S 2. Severability. If any clause, sentence, paragraph, section or part
27 of this act shall be adjudged by any court of competent jurisdiction to
28 be invalid, the judgment shall not affect, impair, or invalidate the
29 remainder thereof, but shall be confined in its operation to the clause,
30 sentence, paragraph, section or part thereof directly involved in the
31 controversy in which the judgment shall have been rendered.

32 S 3. This act shall take effect immediately.