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

March 6, 2014

Introduced by Sen. MARCELLINO -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to the provisions of grants for the best available retrofit technology for heavy duty vehicles; and to amend the public authorities law, in relation to authorizing the New York state energy research and development authority to expend funds for retrofit technology for heavy duty vehicles

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

Section 1. Subdivision 3 of section 19-0323 of the environmental conservation law, as amended by section 1 of part U of chapter 58 of the laws of 2013, is amended to read as follows:

3. Any diesel powered heavy duty vehicle that is owned by, operated by or on behalf of, or leased by a state agency and state and regional public authority with more than half of its governing body appointed by the governor shall utilize the best available retrofit technology for reducing the emission of pollutants. THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY SHALL PROVIDE TO SUCH STATE AGENCIES AND STATE AND REGIONAL PUBLIC AUTHORITIES, AND CONTRACTORS OPERATING ON BEHALF OF STATE AGENCIES AND STATE AND REGIONAL PUBLIC AUTHORITIES, WITHIN AMOUNTS APPROPRIATED, GRANTS FOR THE BEST AVAILABLE RETROFIT TECHNOLOGY. The commissioner shall promulgate regulations for the implementation of this subdivision specifying that all vehicles covered by this subdivision shall have best available retrofit technology on or before December 31, 2014.

This subdivision shall not apply to any vehicle subject to a lease or public works contract entered into or renewed prior to the effective date of this section.

S 2. Subdivision 18 of section 1854 of the public authorities law, as added by chapter 488 of the laws of 2009, is amended to read as follows:

18. To provide for the deposit of all or a portion of the proceeds collected by the authority from the auction or sale of emission allow-

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

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ances allocated by the department of environmental conservation to the authority pursuant to regulations adopted by the department of environmental conservation to a green jobs-green New York fund to be established in the custody of the commissioner of taxation and finance. The monies in such fund shall be available for the green jobs-green New York program pursuant to title nine-A of article eight of this chapter; AND FOR THE INSTALLATION OF BEST AVAILABLE RETROFIT TECHNOLOGY PURSUANT TO SECTION 19-0323 OF THE ENVIRONMENTAL CONSERVATION LAW.

S 3. This act shall take effect immediately.