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

4214--A

2015-2016 Regular Sessions

I N  S E N A T E

March 11, 2015

Introduced by Sen. MARTINS -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the environmental conservation law, in relation to the operation of certain inactive wells

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

Section 1. Section 15-1527 of the environmental conservation law is amended by adding a new subdivision 8 to read as follows:

8. IN ANY COUNTY WITH TWO MILLION OR MORE RESIDENTS, ANY PERMITS ISSUED BY THE DEPARTMENT FOR PUBLIC SUPPLY WELLS ACCESSING A SOLE SOURCE AQUIFER SHALL BE DEEMED INVALID IF THE PUBLIC SUPPLY WELL HAS NOT BEEN USED FOR THE WITHDRAWAL AND PUBLIC SUPPLY OF WATER FOR OVER TWO YEARS AND SUCH WELL OR WELLS SHALL BE DEEMED ABANDONED. PRIOR TO THE REISSUANCE OR RENEWAL OF ANY SUCH PERMIT FOR WATER WITHDRAWAL, THE DEPARTMENT SHALL COMMENCE A FULL REVIEW UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT. ANY SUCH PERMIT WHICH HAS NOT BEEN RENEWED OR REISSUED SUBSEQUENT TO SUCH REVIEW SHALL BE DEEMED INVALID UPON THE EFFECTIVE DATE OF THE CHAPTER OF THE LAWS OF TWO THOUSAND FIFTEEN WHICH ADDED THIS SUBDIVISION.

S 2. This act shall take effect immediately and shall apply to any such public supply well that has not been used for the withdrawal and public supply of water for over two years on the effective date of this act.

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

LBD09796-04-5