

7149--A

2015-2016 Regular Sessions

I N   A S S E M B L Y

April 27, 2015

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Introduced by M. of A. GUNTHER, OTIS -- Multi-Sponsored by -- M. of A. MARKEY -- read once and referred to the Committee on Environmental Conservation -- reported and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the environmental conservation law, in relation to creating a public awareness campaign for the purpose of educating the public about the three non-native species present in this state with the highest invasiveness assessment ratings, including Japanese knotweed

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

1     Section 1. Section 9-1709 of the environmental conservation law is  
2     amended by adding a new subdivision 3 to read as follows:  
3     3.(A) THE COMMISSIONER, IN COOPERATION WITH THE DEPARTMENT OF AGRICUL-  
4     TURE AND MARKETS, AND THE INVASIVE SPECIES COUNCIL CREATED PURSUANT TO  
5     SECTION 9-1705 OF THIS ARTICLE, SHALL DEVELOP A PUBLIC AWARENESS  
6     CAMPAIGN FOR THE PURPOSE OF EDUCATING THE PUBLIC ABOUT THE THREE NON-NA-  
7     TIVE PLANT SPECIES PRESENT IN THIS STATE WITH THE HIGHEST INVASIVENESS  
8     ASSESSMENT RATINGS, INCLUDING BUT NOT LIMITED TO JAPANESE KNOTWEED  
9     (REYNOUtria japonica, Fallopia japonica, and Polygonum cuspidatum).  
10    (B) SUCH CAMPAIGN SHALL INCLUDE, BUT NOT BE LIMITED TO, DISTRIBUTING  
11    INFORMATIONAL MATERIALS RELATING TO IDENTIFYING SUCH INVASIVE SPECIES  
12    AND THE BEST MANAGEMENT PRACTICES FOR CONTAINMENT, REMOVAL AND DISPOSAL.  
13    AS PART OF THE PROCESS TO DEVELOP THE INFORMATIONAL MATERIALS, THE  
14    DEPARTMENT, THE DEPARTMENT OF AGRICULTURE AND MARKETS AND THE INVASIVE  
15    SPECIES COUNCIL SHALL CONDUCT OUTREACH TO STAKEHOLDERS, INCLUDING BUT  
16    NOT LIMITED TO SOIL AND WATER CONSERVATION DISTRICTS. ONCE CREATED, THE  
17    INFORMATIONAL MATERIALS SHALL BE MADE WIDELY AVAILABLE TO THE PUBLIC  
18    AND, AT A MINIMUM SHALL BE PLACED ON THE WEBSITE OF THE DEPARTMENT.

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

LBD09808-04-5

1 (C)(I) THE DEPARTMENT SHALL ESTABLISH, NO LATER THAN ONE YEAR AFTER  
2 THE EFFECTIVE DATE OF THIS SUBDIVISION, AT LEAST TWO FIVE-YEAR PILOT  
3 PROGRAMS TO DETERMINE THE MOST COST-EFFECTIVE METHOD OF REMOVING THE  
4 NON-NATIVE PLANT SPECIES IDENTIFIED IN PARAGRAPH (A) OF THIS SUBDIVI-  
5 SION. AT LEAST ONE OF THE PILOT PROGRAMS SHALL INCLUDE JAPANESE KNOT-  
6 WEED. THE PROGRAMS SHALL BE ESTABLISHED AT LOCATIONS TO BE DETERMINED  
7 BY THE DEPARTMENT.

8 (II) WHILE CONDUCTING SUCH PILOT PROGRAMS THE COMMISSIONER SHALL  
9 RELEASE ANNUAL REPORTS TO THE LEGISLATURE INCLUDING METHODS USED, THE  
10 COST OF THE ERADICATION PROGRAMS AND ANY ADVERSE EFFECTS AND BENEFITS TO  
11 LOCAL FLORA AND FAUNA.

12 S 2. This act shall take effect on the sixtieth day after it shall  
13 have become a law.