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

8186

I N S E N A T E

September 2, 2016

Introduced by Sen. HOYLMAN -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the public health law, in relation to requiring the department of health to periodically review the United States environmental protection agency's contaminant candidate list, and make a determination whether the department of health should establish rules and regulations for the protection from contamination by any or all of the contaminants on the contaminant candidate list

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

Section 1. The public health law is amended by adding a new section 1100-b to read as follows:

S 1100-B. CONTAMINANT STUDY. 1. THE DEPARTMENT SHALL, NO LESS THAN ONCE EVERY FIVE YEARS, CONDUCT A REVIEW OF THE MOST RECENT PUBLICATION OF THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY'S CONTAMINANT CANDIDATE LIST, AND MAKE A DETERMINATION WHETHER THE DEPARTMENT SHOULD ESTABLISH RULES AND REGULATIONS FOR THE PROTECTION FROM CONTAMINATION BY ANY OR ALL OF THE CONTAMINANTS ON THE CONTAMINANT CANDIDATE LIST OF ANY OR ALL PUBLIC SUPPLIES OF POTABLE WATERS AND WATER SUPPLIES OF THE STATE OR UNITED STATES, INSTITUTIONS, PARKS, RESERVATIONS OR POSTS AND THEIR SOURCES WITHIN THE STATE.

2. THE DEPARTMENT SHALL PUBLISH THE FINDINGS OF THEIR PERIODIC REVIEW ON THE DEPARTMENT'S WEBSITE, AND SHALL SUBMIT A WRITTEN REPORT TO THE GOVERNOR, THE SPEAKER OF THE ASSEMBLY, AND THE TEMPORARY PRESIDENT OF THE SENATE. SUCH REPORT SHALL INCLUDE:

(A) IDENTIFICATION OF THE SPECIFIC MEASURES TAKEN BY THE DEPARTMENT TO MAKE A DETERMINATION WHETHER THE DEPARTMENT SHOULD REGULATE ANY OR ALL OF THE CONTAMINANTS ON THE CONTAMINANT CANDIDATE LIST;

(B) EVALUATION OF THE RESOURCES AVAILABLE TO IMPLEMENT SUCH REGULATIONS, AND WHETHER SUCH RESOURCES ARE SUFFICIENT;

(C) RECOMMENDATIONS FOR LEGISLATION OR ANY OTHER SPECIFIC ACTIONS OR CHANGES NEEDED TO EFFECTIVELY IMPLEMENT THE PROVISIONS OF THIS SECTION.

3. THE FIRST SUCH REVIEW AS REQUIRED BY THIS SECTION SHALL TAKE PLACE WITHIN ONE YEAR OF THE EFFECTIVE DATE OF THIS SECTION.

S 2. This act shall take effect immediately.

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

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