

STATE OF NEW YORK

7772

IN SENATE

February 22, 2018

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

AN ACT to amend the public health law and the environmental conservation law, in relation to the remediation of lead contaminated soil

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 206 of the public health law is amended by adding a
2 new subdivision 31 to read as follows:

3 31. The commissioner in consultation with the commissioner of environ-
4 mental conservation shall require that areas containing lead-contaminat-
5 ed soil shall have the levels of lead contamination decreased to the
6 level of three hundred ppm (parts per million) for residential zoned
7 areas and one thousand ppm for areas zoned for commercial and/or indus-
8 trial development.

9 § 2. Subdivision 1 of section 3-0301 of the environmental conservation
10 law is amended by adding a new paragraph nn to read as follows:

11 nn. The commissioner in consultation with the commissioner of public
12 health, as required by subdivision thirty-one of section two hundred six
13 of the public health law, shall require that areas containing lead-con-
14 taminated soil shall have the levels of lead contamination decreased to
15 the level of three hundred ppm (parts per million) for residential zoned
16 areas and one thousand ppm for areas zoned for commercial and/or indus-
17 trial development.

18 § 3. This act shall take effect on the ninetieth day after it shall
19 have become a law. Effective immediately, the addition, amendment and/or
20 repeal of any rule or regulation necessary for the implementation of
21 this act on its effective date are authorized to be made and completed
22 on or before such date.

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

LBD14759-01-8