

# STATE OF NEW YORK

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2522--A

2017-2018 Regular Sessions

## IN ASSEMBLY

January 20, 2017

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Introduced by M. of A. ORTIZ -- read once and referred to the Committee on Energy -- recommitted to the Committee on Energy in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the energy law and the public authorities law, in relation to the availability of alternative fuels along the New York state thruway

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

1 Section 1. This act shall be known and may be cited as the "electric  
2 super highway act of 2018".

3 § 2. Section 1-103 of the energy law is amended by adding a new subdivi-  
4 vision 14 to read as follows:

5 14. "Alternative fuel" shall mean ethanol, methanol, natural gas,  
6 propane, electricity (including electricity from solar energy), hydro-  
7 gen, and any other fuel identified which is substantially not petrole-  
8 um-based, which is consistent with the goals of protecting the safety  
9 and health of the public and minimizing emissions of air pollutants, and  
10 which is consistent with any applicable federal alternative fuel  
11 requirements.

12 § 3. The energy law is amended by adding a new section 5-129 to read  
13 as follows:

14 § 5-129. Alternative fuels. State energy research and development  
15 authority shall provide the New York state thruway authority with a list  
16 of the most feasible alternative fuels, which shall number no fewer than  
17 three, and assist the authority in implementing the requirements of  
18 section three hundred fifty-four of the public authorities law.

19 § 4. Subdivision 10 of section 354 of the public authorities law, as  
20 amended by section 2 of part TT of chapter 54 of the laws of 2016, is  
21 amended to read as follows:

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

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10. To construct, reconstruct or improve on or along the thruway in the manner herein provided, suitable facilities for gas stations, restaurants, and other facilities for the public, or to lease the right to construct, reconstruct or improve and operate such facilities; such facilities shall be publicly offered for leasing for operation, or the right to construct, reconstruct or improve and operate such facilities shall be publicly offered under rules and regulations to be established by the authority, provided, however, that lessees operating such facilities at the time this act becomes effective, may reconstruct or improve them or may construct additional like facilities, in the manner and upon such terms and conditions as the board shall determine; and provided further, however, that each such facility which contains or consists of a gas station shall, beginning November first, two thousand eighteen, include a facility for selling to the public an alternative fuel, as defined in section 1-103 of the energy law and each alternative fuel recommended to the authority by the New York state energy research and development authority pursuant to section 5-129 of the energy law shall be made available at intervals of no more than one hundred twenty miles on each side of the thruway;

§ 5. This act shall take effect immediately.