STATE OF NEW YORK

7895

IN SENATE

February 28, 2020

Introduced by Sen. METZGER -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to denial or suspension of permits due to certain criminal offenses

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

Section 1. Section 70-0115 of the environmental conservation law is amended by adding a new subdivision 3 to read as follows:

3. The department shall deny or suspend a permit if the applicant or permittee or any of its directors or officers have been convicted of a criminal offense involving fraud, bribery, perjury, an offense against public administration as that term is used in article one hundred ninety-five of the penal law, or conspiracy to commit any such offense, and, after a hearing or an opportunity for the applicant or permittee to be heard, the department makes a written determination that such criminal offense is related to, involves, or arises from the issuance of such permit, or any previous permit issued to the applicant or the permittee; provided, however, that the department shall not be required to deny or suspend such permit if the department determines such permit to be in the public interest or for public health and safety.

§ 2. This act shall take effect immediately.

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

LBD15563-03-0