

# STATE OF NEW YORK

9082

## IN SENATE

November 6, 2020

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

AN ACT to amend the executive law, in relation to greenhouse gas emissions in foods

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

1 Section 1. The executive law is amended by adding a new a section 204  
2 to read as follows:

3 § 204. Greenhouse gas emissions in foods. 1. To track the greenhouse  
4 gas emissions associated with food purchases made by state agencies, the  
5 office of general services shall:

6 (a) on or before January first, two thousand twenty-two, in consulta-  
7 tion with the department of environmental conservation, establish a  
8 methodology for state agencies to estimate, to the extent practicable,  
9 the greenhouse gas emissions that occur through the life cycle of all  
10 food and beverages purchased by the state agency, including third-party  
11 vendors that provide food on behalf of the state agency, that:

12 (i) will enable a state agency to reliably track changes in its food-  
13 related greenhouse gas emissions over time and demonstrate reductions in  
14 greenhouse gas emissions associated with food and beverages purchased by  
15 the state agency;

16 (ii) may allow a state agency to exclude from the tracking method food  
17 and beverage procurements that do not exceed fifteen thousand dollars;  
18 and

19 (iii) considers the costs and feasibility of implementing the tracking  
20 method;

21 (b) on or before January first, two thousand twenty-three, establish a  
22 baseline measurement of the overall annual greenhouse gas emissions  
23 associated with the state's food and beverage purchases; and

24 (c) in consultation with the department of environmental conservation,  
25 establish best practices for state agencies to reduce the greenhouse gas  
26 emissions associated with food and beverages purchased by the state  
27 agency with the goal of reducing overall greenhouse gas emissions as

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

LBD17516-01-0

1 established under paragraph (b) of this subdivision, including recommen-  
2 dations for reducing food waste.

3 2. Each state agency shall give consideration and preference to foods,  
4 beverages, and procurement practices that achieve the goal of reducing  
5 the greenhouse gas emissions associated with food and beverages  
6 purchased by the state agency.

7 3. It is the goal of the office of general services to reduce the  
8 overall greenhouse gas emissions associated with food and beverages  
9 purchased by state procurement according to the following reduction  
10 schedule as measured in relation to the baseline measurement established  
11 under paragraph (b) of subdivision one of this section:

12 (a) for fiscal year two thousand twenty-four, a ten percent reduction;

13 (b) for fiscal year two thousand twenty-seven, an eighteen percent  
14 reduction; and

15 (c) for fiscal year two thousand thirty, a twenty-five percent  
16 reduction.

17 4. On or before August first, two thousand twenty-four, and each  
18 August first thereafter, each state agency shall report to the office of  
19 general services on such state agency's progress in reducing the green-  
20 house gas emissions associated with food and beverages procured by the  
21 state agency during the immediately preceding fiscal year in a format  
22 set by the office of general services, in consultation with the depart-  
23 ment of environmental conservation, and consistent with the methodology  
24 established under paragraph (a) of subdivision one of this section.

25 5. Beginning with the annual report submitted in two thousand twenty-  
26 four as required under subdivision four of this section, the office of  
27 general services shall include in its annual report:

28 (a) an update on the overall progress of the state in reducing green-  
29 house gas emissions associated with food and beverages procured by the  
30 state; and

31 (b) recommendations for policy changes to further reduce greenhouse  
32 gas emissions from food or to achieve more quickly the reduction goals  
33 established under this section.

34 § 2. This act shall take effect on the one hundred twentieth day after  
35 it shall have become a law. Effective immediately, the addition, amend-  
36 ment and/or repeal of any rule or regulation necessary for the implemen-  
37 tation of this act on its effective date are authorized to be made and  
38 completed on or before such effective date.