

# STATE OF NEW YORK

10249

## IN ASSEMBLY

May 13, 2022

Introduced by COMMITTEE ON RULES -- (at request of M. of A. K. Brown) --  
read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law and the navigation  
law, in relation to prohibiting the discharge of bilge water into  
waters of the state

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

1 Section 1. Section 17-0105 of the environmental conservation law is  
2 amended by adding a new subdivision 24 to read as follows:

3 24. "Oily bilge water" or "bilge water" means the mixture of water,  
4 oily fluids, lubricants and grease, cleaning fluids and other wastes  
5 that accumulate in the lowest part of a vessel from a variety of sourc-  
6 es, including engines and other parts of the propulsion system, piping,  
7 and other mechanical and operational sources found throughout the  
8 machinery spaces of a vessel.

9 § 2. The environmental conservation law is amended by adding a new  
10 section 17-0508 to read as follows:

11 § 17-0508. Prohibition against discharge of bilge water.

12 1. It shall be unlawful for any person, directly or indirectly, to  
13 place, throw, deposit, or otherwise discharge into the waters of this  
14 state any bilge water as defined in subdivision twenty-four of section  
15 17-0105 of title one of this article from any vessel, watercraft, marina  
16 or mooring.

17 2. For the purposes of this section "waters of the state" means all of  
18 the waterways, or bodies of water located within New York state or that  
19 part of any body of water which is adjacent to New York state over which  
20 the state has territorial jurisdictions on which watercraft may be used  
21 or operated.

22 3. Severability. The provisions of this section shall be severable and  
23 if any portion thereof or the applicability thereof to any person or  
24 circumstance is held invalid, the remainder of this section and the  
25 application thereof shall not be affected thereby.

26 § 3. Subdivision 1 of section 33-c of the navigation law is amended by  
27 adding a new paragraph (k) to read as follows:

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

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1     (k) The term "oily bilge water" or "bilge water" means the mixture of  
2 water, oily fluids, lubricants and grease, cleaning fluids and other  
3 wastes that accumulate in the lowest part of a vessel from a variety of  
4 sources, including engines and other parts of the propulsion system,  
5 piping, and other mechanical and operational sources found throughout  
6 the machinery spaces of a vessel.

7     § 4. Subdivision 2 of section 33-c of the navigation law is amended by  
8 adding a new paragraph (c) to read as follows:

9     (c) No person, whether engaged in commerce or otherwise, shall place,  
10 throw, deposit, or discharge, or cause to be placed, thrown, deposited,  
11 or discharged any bilge water into the waters of this state, from any  
12 vessel, watercraft, marina or mooring.

13     § 5. This act shall take effect immediately.