

# STATE OF NEW YORK

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1037

2021-2022 Regular Sessions

## IN ASSEMBLY

January 7, 2021

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Introduced by M. of A. SEAWRIGHT -- read once and referred to the  
Committee on Environmental Conservation

AN ACT to direct the department of environmental conservation to adopt  
rules and regulations requiring permittees to place air monitoring  
equipment near permitted waste transfer stations

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

1 Section 1. No later than January 1, 2023, the department of environ-  
2 mental conservation shall adopt rules and regulations requiring permit-  
3 tees to conduct continuous air monitoring to measure data for sulfur  
4 dioxide, oxides of nitrogen, carbon dioxide, meteorological data, PM 1.0  
5 and PM 2.5. Such regulations shall also require that for each pollutant  
6 monitors utilized are designated as federal reference methods or federal  
7 equivalent methods, as applicable, in accordance with 40 CFR Part 53;  
8 are continuously-recording types, if available; and that the number and  
9 locations of monitors shall be adequate to detect pollution concen-  
10 tration gradients of emissions from operation of the facility that  
11 affect publicly accessible areas near the facility.  
12 The number and locations of monitors shall be adequate to detect  
13 pollution concentration gradients of emissions from operation of the  
14 waste transfer stations that affect nearby publicly accessible areas.  
15 Resulting air quality data shall be required to be made available to  
16 the department of environmental conservation and the public and posted  
17 on the department's website.  
18 § 2. This act shall take effect one year after it shall have become a  
19 law.

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

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