

# STATE OF NEW YORK

740

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

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

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 section 204 to  
2 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-three, in consul-  
7 tation 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-four, establish a  
22 baseline measurement of the overall annual greenhouse gas emissions  
23 associated with the state's food and beverage purchases; and

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

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1 (c) in consultation with the department of environmental conservation,  
2 establish best practices for state agencies to reduce the greenhouse gas  
3 emissions associated with food and beverages purchased by the state  
4 agency with the goal of reducing overall greenhouse gas emissions as  
5 established under paragraph (b) of this subdivision, including recommen-  
6 dations for reducing food waste and decreasing the total amount of  
7 animal-based products purchased.

8 2. Each state agency shall give consideration and preference to foods,  
9 beverages, and procurement practices that achieve the goal of reducing  
10 the greenhouse gas emissions associated with food and beverages  
11 purchased by the state agency.

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

17 (a) for fiscal year two thousand twenty-five, a ten percent reduction;

18 (b) for fiscal year two thousand twenty-eight, an eighteen percent  
19 reduction; and

20 (c) for fiscal year two thousand thirty-one, a twenty-five percent  
21 reduction.

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

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

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

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

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