

STATE OF NEW YORK

8256

IN SENATE

February 7, 2022

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

AN ACT to authorize the department of environmental conservation to
establish the Lake DeForest Flood Control Pilot Program; and providing
for the repeal of such provisions upon expiration thereof

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

1 Section 1. The department of environmental conservation shall estab-
2 lish the Lake DeForest Flood Control Pilot Program to regulate the
3 volume and releases of water from the Lake DeForest reservoir, which is
4 operated by a privately owned waterworks corporation as defined in
5 section 2 of the public service law, to mitigate downstream flooding, to
6 the maximum extent practicable while recognizing and ensuring the prima-
7 ry purpose of the availability of sufficient quality drinking water. The
8 department shall promulgate rules and regulations describing the circum-
9 stances in which flood control authority may be used including the
10 anticipation of a major weather event, large inflow of water into reser-
11 voirs, dam safety, seasonal precipitation schedules or any other condi-
12 tion that may reasonably cause unnecessary flooding to surrounding
13 areas.

14 § 2. This act shall take effect December 31, 2022 and shall expire and
15 be deemed repealed December 31, 2032.

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

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