STATE OF NEW YORK

899

2021-2022 Regular Sessions

IN SENATE

(Prefiled)

January 6, 2021

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

AN ACT to amend the environmental conservation law, in relation to prohibiting the use of glyphosate on state property

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

Section 1. Subdivision 12 of section 33-1301 of the environmental conservation law, as added by a chapter of the laws of 2020 amending the environmental conservation law relating to prohibiting the use of glyphosate on state property, as proposed in legislative bills numbers S. 6502-A and A. 732-B, is amended to read as follows:

12. For any state department, agency, public benefit corporation or any pesticide applicator employed thereby as a contractor or subcontractor to apply glyphosate on state property, provided that the application of glyphosate on state property is permitted only for (a) direct application in circumstances when there is no actual or significant threat of direct human exposure and no effective and practicable alternative, and (b) for the following uses, pursuant to regulations promulgated by the department:

(i) to maintain critical infrastructure;

(ii) to manage roadside vegetation to ensure public safety;

(iii) habitat management for the control of invasive species identified pursuant to title seventeen of article nine of this chapter, pests of significant public health importance, noxious weeds designated by the department as injurious to ecosystem health, and the protection of critical native plant species; and

(iv) for research purposes to develop sustainable alternatives for agricultural and environmental usages, as well as research regarding the environmental motility of glyphosate.

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

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The department shall post information on its website regarding glyphosate usage pursuant to this section, including amount and location, by April first of each year.

§ 2. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2020 amending the environmental conservation law relating to prohibiting the use of glyphosate on state property, as proposed in legislative bills numbers S. 6502-A and A. 732-B, takes effect.