

# STATE OF NEW YORK

3288

2021-2022 Regular Sessions

## IN SENATE

January 28, 2021

Introduced by Sens. PARKER, BAILEY -- read twice and ordered printed,  
and when printed to be committed to the Committee on Energy and Tele-  
communications

AN ACT to amend the energy law and the public authorities law, in  
relation to the availability of alternative fuels along the New York  
state thruway

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

1 Section 1. This act shall be known and may be cited as the "electric  
2 super highway act of 2021".

3 § 2. Section 1-103 of the energy law is amended by adding a new subdi-  
4 vision 14 to read as follows:

5 14. "Alternative fuel" shall mean ethanol, methanol, natural gas,  
6 propane, electricity (including electricity from solar energy), hydro-  
7 gen, and any other fuel identified which is substantially not petrole-  
8 um-based, which is consistent with the goals of protecting the safety  
9 and health of the public and minimizing emissions of air pollutants, and  
10 which is consistent with any applicable federal alternative fuel  
11 requirements.

12 § 3. The energy law is amended by adding a new section 5-129 to read  
13 as follows:

14 § 5-129. Alternative fuels. State energy research and development  
15 authority shall provide the New York state thruway authority with a list  
16 of the most feasible alternative fuels, which shall number no fewer than  
17 three, and assist the authority in implementing the requirements of  
18 section three hundred fifty-four of the public authorities law.

19 § 4. Subdivision 10 of section 354 of the public authorities law, as  
20 amended by section 2 of part TT of chapter 54 of the laws of 2016, is  
21 amended to read as follows:

22 10. To construct, reconstruct or improve on or along the thruway in  
23 the manner herein provided, suitable facilities for gas stations,

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

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1 restaurants, and other facilities for the public, or to lease the right  
2 to construct, reconstruct or improve and operate such facilities; such  
3 facilities shall be publicly offered for leasing for operation, or the  
4 right to construct, reconstruct or improve and operate such facilities  
5 shall be publicly offered under rules and regulations to be established  
6 by the authority, provided, however, that lessees operating such facili-  
7 ties at the time this act becomes effective, may reconstruct or improve  
8 them or may construct additional like facilities, in the manner and upon  
9 such terms and conditions as the board shall determine; and provided  
10 further, however, that each such facility which contains or consists of  
11 a gas station shall, beginning November first, two thousand twenty-one,  
12 include a facility for selling to the public an alternative fuel, as  
13 defined in section 1-103 of the energy law and each alternative fuel  
14 recommended to the authority by the New York state energy research and  
15 development authority pursuant to section 5-129 of the energy law shall  
16 be made available at intervals of no more than one hundred twenty miles  
17 on each side of the thruway;

18 § 5. This act shall take effect immediately.