

# STATE OF NEW YORK

4993

2021-2022 Regular Sessions

## IN SENATE

February 22, 2021

Introduced by Sens. PARKER, HOYLMAN, SERRANO -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the state finance law, in relation to establishing a clean air account; and making an appropriation therefor

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

1 Section 1. Paragraph a of subdivision 2 of section 92-s of the state  
2 finance law, as amended by section 1 of part U of chapter 58 of the laws  
3 of 2016, is amended to read as follows:

4 a. The comptroller shall establish the following separate and distinct  
5 accounts within the environmental protection fund:

- 6 (i) solid waste account;  
7 (ii) parks, recreation and historic preservation account;  
8 (iii) open space account;  
9 (iv) climate change mitigation and adaptation account; [~~and~~]  
10 (v) environmental protection transfer account[~~-~~]; and  
11 (vi) clean air account.

12 § 2. Paragraph (f) of subdivision 6 of section 92-s of the state  
13 finance law is relettered paragraph (g) and a new paragraph (f) is added  
14 to read as follows:

15 (f) Moneys from the clean air account shall be available, pursuant to  
16 appropriation, for clean air account projects according to the follow-  
17 ing:

18 (i) Thirty-five million dollars to upgrade school boilers. The commis-  
19 sioner of education shall establish a procedure to determine the priori-  
20 ty of which school boilers shall be replaced;

21 (ii) Five million dollars for grants to schools in clean air non-at-  
22 tainment areas to pay for the increased cost of ultra low sulfur diesel;  
23 and

24 (iii) Ten million dollars to fund the initial costs associated with  
25 conversion to boilers or furnaces that use bio-fuel.

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

LBD09280-01-1

1     § 3. The sum of fifty million dollars (\$50,000,000), or so much there-  
2 of as may be necessary, is hereby appropriated to the department of  
3 environmental conservation out of any moneys in the state treasury in  
4 the general fund to the credit of the clean air account, not otherwise  
5 appropriated, and made immediately available, for the purpose of carry-  
6 ing out the provisions of this act. Such moneys shall be payable on the  
7 audit and warrant of the comptroller on vouchers certified or approved  
8 by the commissioner of the department of environmental conservation in  
9 the manner prescribed by law.

10    § 4. This act shall take effect immediately.