

# STATE OF NEW YORK

7788

## IN SENATE

January 11, 2022

Introduced by Sen. HARCKHAM -- 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 providing that one hundred percent of in-state sales of new passenger cars and trucks shall be zero-emissions by two thousand thirty-five

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

1 Section 1. Section 19-0306-b of the environmental conservation law,  
2 as added by a chapter of the laws of 2021, amending the environmental  
3 conservation law relating to providing that one hundred percent of  
4 in-state sales of new passenger cars and trucks shall be zero-emissions  
5 by two thousand thirty-five, as proposed in legislative bills numbers S.  
6 2758 and A. 4302, is amended to read as follows:

7 § 19-0306-b. Zero-emissions cars and trucks.

8 1. It shall be a goal of the state that one hundred percent of new  
9 passenger cars and trucks offered for sale or lease, or sold, or leased,  
10 for registration in the state shall be zero-emissions by two thousand  
11 thirty-five. It shall be a further goal of the state that one hundred  
12 percent of medium-duty and heavy-duty vehicles offered for sale or  
13 lease, or sold, or leased, for registration in the state be zero-emis-  
14 sions by two thousand forty-five for all operations where feasible. It  
15 shall be further a goal of the state to transition to one hundred  
16 percent zero-emissions from new off-road vehicles and equipment [~~by~~]  
17 purchased beginning in two thousand thirty-five, where feasible.

18 2. The department, to the extent consistent with federal law, shall  
19 develop and propose:

20 a. Passenger vehicle and truck regulations requiring increasing  
21 volumes of new zero-emissions vehicles offered for sale or lease, or  
22 sold, or leased, for registration in the state towards the target of one  
23 hundred percent of in-state sales by two thousand thirty-five.

24 b. Medium-duty and heavy-duty vehicle regulations requiring increasing  
25 volumes of new zero-emissions trucks and buses offered for sale or  
26 lease, or sold, or leased, for registration and operated in the state

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

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1 towards the target of one hundred percent of the fleet transitioning to  
2 zero-emissions vehicles by two thousand forty-five everywhere feasible.

3 c. Strategies, in coordination with other state agencies, other states  
4 and the federal environmental protection agency, to achieve one hundred  
5 percent zero-emissions from new off-road vehicles and equipment oper-  
6 ations in the state by two thousand thirty-five. In implementing the  
7 provisions of this paragraph, the department shall act consistently with  
8 safety, technological feasibility and cost-effectiveness.

9 3. The New York state energy research and development authority, in  
10 consultation with the department, [~~in consultation with~~] the department  
11 of economic development, [~~the New York state energy research and devel-~~  
12 ~~opment authority,~~] the public service commission, the department of  
13 transportation, the department of motor vehicles, and other state agen-  
14 cies, local agencies and other interested parties, shall develop a zero-  
15 emissions vehicle market development strategy by January thirty-first,  
16 two thousand twenty-three, and an update every three years thereafter,  
17 that:

18 a. Ensures coordinated and expeditious implementation of the system of  
19 policies, programs and regulations necessary to achieve the goals and  
20 orders established by this section.

21 b. Outlines state agencies' actions to support new and used zero-emis-  
22 sions vehicle markets for broad accessibility for all residents of this  
23 state.

24 4. The department, the New York state energy research and development  
25 authority, the public service commission and other state agencies, shall  
26 use existing authorities to accelerate deployment of affordable powering  
27 options for zero-emissions vehicles, in ways that serve all communities  
28 and particularly low-income and disadvantaged communities, consistent  
29 with state and federal law.

30 5. The department, the New York state energy research and development  
31 authority, the department of motor vehicles and the department of trans-  
32 portation, in consultation with the other state agencies, shall on or  
33 before July fifteenth, two thousand twenty-three, identify near term  
34 actions and investment strategies to improve sustainable transportation,  
35 freight and transit options, including where feasible:

36 a. Supporting bicycle and pedestrian options, particularly in low-in-  
37 come and disadvantaged communities in the state, by incorporating safe  
38 and accessible infrastructure into projects where appropriate.

39 b. Supporting light, medium, and heavy-duty zero-emissions vehicles  
40 and infrastructure as part of larger transportation projects, where  
41 appropriate.

42 § 2. This act shall take effect on the same date and in the same  
43 manner as a chapter of the laws of 2021, amending the environmental  
44 conservation law relating to providing that one hundred percent of  
45 in-state sales of new passenger cars and trucks shall be zero-emissions  
46 by two thousand thirty-five, as proposed in legislative bills numbers S.  
47 2758 and A. 4302, takes effect.