STATE OF NEW YORK

902

2021-2022 Regular Sessions

IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sen. KAMINSKY -- 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 certain uses of trichloroethylene; and to amend a chapter of the laws of 2020, amending the environmental conservation law relating to prohibiting certain uses of trichloroethylene, as proposed in legislative bills numbers S. 6829-B and A. 8829-A, in relation to the effectiveness thereof

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

Section 1. Section 37-0119 of the environmental conservation law, as added by a chapter of the laws of 2020, amending the environmental conservation law relating to prohibiting certain uses of trichloroethylene, as proposed in legislative bills numbers S. 6829-B and A. 8829-A, is amended to read as follows:

§ 37-0119. Prohibition against certain uses of trichloroethylene.

1. [~~Beginning December first, two thousand twenty-one, no~~] **No** person shall use trichloroethylene as a vapor degreaser, an intermediate chemical to produce other chemicals, a refrigerant, or an extraction solvent or in any other manufacturing or industrial cleaning process or use.

2. For purposes of this section:

(a) "Extraction solvent" means a solvent used to separate a specific substance from a mixture.

(b) "Refrigerant" means a chemical that is used as a heat carrier in a cooling mechanism and that changes from liquid to gas and back again in the refrigeration cycle.

(c) "Trichloroethylene" means a chemical with the Chemical Registry Abstract Services Number of 79-01-6.

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

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(d) "Vapor degreaser" means a substance boiled to a vapor that condenses onto metal parts, causing beading and dripping, and that removes contaminants from the parts.

3. Severability. The provisions of this section shall be severable and if any portion thereof or the applicability thereof to any person or circumstance is held invalid, the remainder of this section and the application thereof shall not be affected thereby.

§ 2. Section 2 of a chapter of the laws of 2020, amending the environmental conservation law relating to prohibiting certain uses of trichloroethylene, as proposed in legislative bills numbers S. 6829-B and A. 8829-A, is amended to read as follows:

§ 2. This act shall take effect [~~immediately~~] **December 1, 2022**.

§ 3. This act shall take effect immediately; provided, however, section one of 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 certain uses of trichloroethylene, as proposed in legislative bills numbers S. 6829-B and A. 8829-A, takes effect.