

# STATE OF NEW YORK

1191

2023-2024 Regular Sessions

## IN ASSEMBLY

January 13, 2023

Introduced by M. of A. EPSTEIN -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to requiring the governor to submit an annual agency climate expenditure report

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

1 Section 1. The environmental conservation law is amended by adding a  
2 new section 75-0121 to read as follows:

3 § 75-0121. Agency climate expenditure reporting.

4 1. Definitions. For the purposes of this section, the following terms  
5 shall have the following meanings:

6 (a) "Agency" means any department, board, bureau, commission, divi-  
7 sion, office, or committee of the state, or state authority.

8 (b) "State authority" shall mean a public authority or public benefit  
9 corporation created by or existing under the public authorities law, or  
10 any other law of the state of New York, with one or more of its members  
11 appointed by the governor or who serve as members by virtue of holding a  
12 civil office of the state, other than an interstate or international  
13 authority or public benefit corporation, including subsidiaries of such  
14 public authority or public benefit corporation.

15 (c) "State climate goals" means the statewide greenhouse gas emissions  
16 limits established pursuant to section 75-0107 of this article and any  
17 rules or regulations promulgated thereto, and any state measures and  
18 actions contained in the scoping plan created pursuant to subdivision  
19 thirteen of section 75-0103 of this article.

20 2. Annual agency climate expenditure report. In addition to the infor-  
21 mation required by article VII of the constitution, the governor shall  
22 submit to the temporary president of the senate and the speaker of the  
23 assembly, as early as practicable, but no later than January thirtieth  
24 of each year, an annual agency climate expenditure report. Such report

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

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1 shall contain a comprehensive estimate and summary of spending, to  
2 achieve the state climate goals for each individual agency and for the  
3 state as a whole, broken down for each individual climate goal includ-  
4 ing:

5 (a) a breakdown of funds allocated in the prior fiscal year;

6 (b) amounts of funds actually spent in the prior fiscal year;

7 (c) funds needed for the upcoming fiscal year; and

8 (d) an analysis of how the use of such funds under paragraphs (a)  
9 through (c) of this subdivision have met or are projected to meet  
10 requirements for benefiting disadvantaged communities under section  
11 75-0111 of this article, and under the criteria established pursuant to  
12 such section.

13 3. Achievement of state climate goals. Upon a determination by the  
14 council that any specific state climate goal has been met, such state  
15 climate goal shall no longer be required to be included in future annual  
16 agency climate expenditure reports submitted pursuant to subdivision two  
17 of this section.

18 § 2. This act shall take effect immediately.