STATE OF NEW YORK

1191--B

2023-2024 Regular Sessions

IN ASSEMBLY

January 13, 2023

Introduced by M. of A. EPSTEIN, LEVENBERG, GIBBS, REYES, SIMON, COLTON, OTIS -- read once and referred to the Committee on Environmental Conservation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported and referred to the Committee on Rules -- Rules Committee discharged, bill amended, ordered reprinted as amended and recommitted to the Committee on Rules

AN ACT to amend the environmental conservation law, in relation to requiring the department of environmental conservation, in coordination with the New York state energy research and development authority, 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:

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

§ 75-0121. Agency climate expenditure reporting.

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

(a) "Agency" means any department, board, bureau, commission, division, office, or committee of the state, or state authority.

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

(c) "State climate goals" means the goals and requirements as set forth in chapter one hundred six of the laws of two thousand nineteen.

2. Annual agency climate expenditure report. The department, in coordination with the New York state energy research and development authority shall submit to the temporary president of the senate, the speaker

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

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of the assembly, the minority leader of the senate, and the minority leader of the assembly, as early as practicable, but no later than January thirtieth of each year, an annual agency climate expenditure report. Such report shall contain a comprehensive estimate and summary of spending, to achieve the state climate goals for each individual agency and for the state as a whole, broken down for each individual climate goal including:

(a) amounts of funds spent in the prior fiscal year;

(b) funds needed for the upcoming fiscal year; and

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

3. Achievement of state climate goals. Upon a determination by the council that any specific state climate goal set forth in section 75-0107 of this article, the targets as defined in subdivision two of section sixty-six-p of the public service law, or the procurement requirements of subdivision five of section sixty-six-p of the public service law have been met, such information shall no longer be required to be included in future annual agency climate expenditure reports submitted pursuant to subdivision two of this section.

§ 2. This act shall take effect on the first of February following one year after which it shall have become a law.