STATE OF NEW YORK

4520

2023-2024 Regular Sessions

IN ASSEMBLY

February 16, 2023

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

AN ACT to authorize the department of environmental conservation to establish the Lake DeForest Flood Control Pilot Program; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. The department of environmental conservation shall establish the Lake DeForest Flood Control Pilot Program to regulate the volume and releases of water from the Lake DeForest reservoir, which is operated by a privately owned waterworks corporation as defined in section 2 of the public service law, to mitigate downstream flooding, to the maximum extent practicable while recognizing and ensuring the primary purpose of the availability of sufficient quality drinking water. The department shall promulgate rules and regulations describing the circumstances in which flood control authority may be used including the anticipation of a major weather event, large inflow of water into reservoirs, dam safety, seasonal precipitation schedules or any other condition that may reasonably cause unnecessary flooding to surrounding areas.

§ 2. This act shall take effect December 31, 2024 and shall expire and be deemed repealed December 31, 2034.

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

LBD06865-01-3