

# STATE OF NEW YORK

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6875

2023-2024 Regular Sessions

## IN ASSEMBLY

May 8, 2023

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

AN ACT to amend the environmental conservation law, the executive law, the public service law, the labor law, the state finance law, the public health law, the public authorities law, and the public housing law, in relation to implementing several programs to improve indoor air quality, including establishing photo-catalytic air scavenging technology certification centers and a weatherization and energy efficiency training program, and establishing the office of workforce development and indoor air quality management training, minimum wage rates for indoor air quality workers, and an indoor air quality fund

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

1 Section 1. This act shall be known and may be cited as the "sick  
2 building syndrome and indoor air quality workforce training program  
3 act".

4 § 2. Legislative intent and findings. The intent of this act is to  
5 regulate and control "Sick Building Syndrome" by establishing policies  
6 that improve indoor air quality in all buildings and facilities, includ-  
7 ing public and private schools, government buildings, hospitals, and  
8 residential buildings.

9 The act will establish an independent entity known as the indoor air  
10 quality control board within NYSERDA, the department of public health,  
11 the office of children and family services, and the empire state devel-  
12 opment corporation which will oversee the implementation and enforcement  
13 of policies and regulations related to sick building syndrome. This act  
14 also seeks to generate professional employment opportunities within the  
15 local communities through the creation of trained technicians certified  
16 in maintaining and installing new air-quality control technology.

17 Nothing in this act is intended to limit the authority of any  
18 district, government agency, office, or employers to enact and enforce

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

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1 policies pertaining to indoor air quality in the workplace or to exempt  
2 anyone from any requirement of federal law or pose any obstacle to the  
3 federal enforcement of federal law.

4 § 3. Article 19 of the environmental conservation law is amended by  
5 adding a new title 13 to read as follows:

6 TITLE 13

7 INDOOR AIR QUALITY AND HAZARDOUS AIR POLLUTANTS

8 Section 19-1301. Definitions.

9 19-1303. Photo-catalytic air scavenging technology certification  
10 centers.

11 19-1305. Weatherization and energy efficiency training program.

12 19-1307. Indoor air quality index oversight committee.

13 19-1309. Rules and regulations.

14 § 19-1301. Definitions.

15 For the purposes of this title, the following terms shall have the  
16 following meanings:

17 1. "Indoor air quality" means air quality within and around a covered  
18 entity which affects the health and comfort of individuals within or  
19 near such building.

20 2. "Hazardous air pollutants" means any substance listed as a  
21 substance hazardous to the public health, safety or the environment in  
22 regulations promulgated pursuant to article thirty-seven of this chapter  
23 which may affect indoor air quality and shall include, but not be not  
24 limited to lead, radon, asbestos, formaldehyde, volatile organic  
25 compounds, dust, mold, dander, excess moisture, pesticides, substances  
26 from fuel-burning combustion appliances, tobacco products, bacteria,  
27 viruses and any substance known to cause health effects which exceeds a  
28 specified level as designated by the commissioner.

29 3. "Health effects" means changes to a person's health and wellness  
30 that occur immediately upon exposure to a hazardous air pollutant,  
31 including, but not limited to, irritation of the eyes, nose, or throat,  
32 headaches, dizziness and fatigue, and changes to a person's health and  
33 wellness in the long-term due to being exposed to a hazardous air pollu-  
34 tant, including, but not limited to, respiratory diseases, heart  
35 disease, asthma and lung cancer.

36 § 19-1303. Photo-catalytic air scavenging technology certification  
37 centers.

38 1. Within one year of the effective date of this title, the department  
39 shall establish photo-catalytic air scavenging technology certification  
40 centers. Such centers shall increase the number of well-trained indoor  
41 air quality workers in order to mitigate the health effects of indoor  
42 air pollution. The empire state development corporation and the office  
43 of housing and community renewal on an individual basis provide feasi-  
44 bility support for indoor air quality audits as a part of commercial and  
45 residential development.

46 2. The photo-catalytic air scavenging technology certification centers  
47 established under subdivision one of this section shall include, but not  
48 be limited to:

49 (a) developing a curriculum that includes courses specifically focused  
50 on photo-catalytic air scavenging technology, building science and  
51 indoor air quality covering topics including, but not limited to, build-  
52 ing systems and components, HVAC systems, indoor air quality, and energy  
53 conservation.

54 (b) partnering with vocational schools, community colleges, and  
55 universities to offer training programs for photo-catalytic air scaveng-  
56 ing technology, building science and indoor air quality. Such insti-

tutions may provide the necessary facilities, equipment, and instructors to deliver the training.

(c) providing on-the-job training opportunities for indoor air quality workers to gain hands-on experience in building science and indoor air quality including, but not limited to, internships, apprenticeships, and job shadowing programs with experienced professionals.

(d) encouraging and supporting indoor air quality workers to pursue certification and licensing in photo-catalytic air scavenging technology, building science and indoor air quality through organizations such as the American society of heating, refrigerating and air-conditioning engineers or the indoor air quality association.

(e) encouraging and supporting continuing education opportunities for photo-catalytic air scavenging technology, building science and indoor air quality workers on the latest developments in photo-catalytic air scavenging technology, building science and indoor air quality including, but not limited to, workshops, seminars, and conferences.

(f) recognizing and rewarding indoor air quality workers who have achieved certifications, licenses, and other industry credentials in photo-catalytic air scavenging technology, building science and indoor air quality through department developed incentive programs.

3. Monies from the indoor air quality fund, established by section ninety-nine-qq of the state finance law, may be expended for the purposes provided for in this section.

§ 19-1305. Weatherization and energy efficiency training program.

1. Within one year of the effective date of this title, the department shall establish a weatherization and energy efficiency training program. Such program shall be established to mitigate the health effects of indoor air pollution by increasing awareness of hazardous air pollutants which cause poor indoor air quality and the health effects of poor indoor air quality.

2. The weatherization and energy efficiency training program established under subdivision one of this section shall include, but not be limited to:

(a) establishing training opportunities for building owners, managers, and residents on weatherization and energy efficiency to prevent hazardous air pollutants from infiltrating and contributing to poor indoor air quality.

(b) partnering with organizations, educational institutions and experts in the field of building science and energy efficiency to provide training programs including, but not limited to:

(i) weatherization and energy efficiency;

(ii) identifying and sealing air leaks;

(iii) insulation;

(iv) ventilation;

(v) HVAC system maintenance and upgrades; and

(vi) renewable energy solutions.

(c) providing on-the-job training opportunities for building owners, managers and residents to gain hands-on experience in weatherization and energy efficiency.

(d) establishing a certification program for building owners, managers and residents who have completed a training program established under this section to recognize their knowledge and skills in weatherization and energy efficiency.

(e) recognizing and rewarding building owners, managers and residents who have achieved certifications, licenses, and other industry creden-

1 tials in building science and energy efficiency through department  
2 developed incentive programs.

3 (f) providing incentives for building owners, managers and residents  
4 who exceed the weatherization and energy efficiency standards through  
5 department developed incentive programs to ensure that building owners,  
6 managers and residents have the necessary knowledge and skills to  
7 prevent poor ozone and harmful air quality index from infiltrating and  
8 contributing to poor indoor air quality.

9 (g) developing and implementing community outreach programs to educate  
10 the public on indoor air quality, hazardous air pollutants, and health  
11 effects risk reduction, as well as the availability of the training  
12 programs established under this title.

13 3. Monies from the indoor air quality fund, established by section  
14 ninety-nine-qq of the state finance law, may be expended for the  
15 purposes provided for in this section.

16 § 19-1307. Indoor air quality index oversight committee.

17 1. Within one year of the effective date of this title, the department  
18 shall establish an indoor air quality index oversight committee.

19 2. The indoor air quality index oversight committee established under  
20 subdivision one of this section shall have the following functions,  
21 powers and duties including, but not limited to:

22 (a) to ensure compliance with the provisions of this title.

23 (b) to monitor the progress of the training programs established under  
24 this title.

25 (c) to provide incentives for building owners and managers who exceed  
26 the weatherization and energy efficiency standards.

27 § 19-1309. Rules and regulations.

28 The commissioner shall promulgate rules and regulations in consulta-  
29 tion with the commissioner of health to effectuate the requirements of  
30 this title.

31 § 4. The executive law is amended by adding a new article 49-C to read  
32 as follows:

33 ARTICLE 49-C

34 OFFICE OF WORKFORCE DEVELOPMENT AND INDOOR AIR QUALITY MANAGEMENT  
35 TRAINING

36 Section 996. Definitions.

37 996-a. Office of workforce development and indoor air quality  
38 management training.

39 996-b. Community engagement and public oversight.

40 996-c. Utilization of other agency assistance.

41 996-d. Reports.

42 § 996. Definitions. As used in this article, the following terms shall  
43 have the following meanings:

44 1. "Office" shall mean the office of workforce development and indoor  
45 air quality management training established by this article.

46 2. "State agency" shall mean the state and any department, division,  
47 board, bureau, commission, or agency of the state or any political  
48 subdivision thereof.

49 § 996-a. Office of workforce development and indoor air quality  
50 management training. 1. There is hereby created within the executive  
51 department the office of workforce development and indoor air quality  
52 management training consisting of a director which shall be appointed by  
53 the governor and such other personnel as necessary.

54 2. The office shall:

1 (a) be responsible for providing training and resources to individuals  
2 and businesses in the areas of workforce development and indoor air  
3 quality management.

4 (b) work in conjunction with the department of education, the depart-  
5 ment of labor, and the office of strategic workforce development to  
6 identify workforce needs and develop training programs that meet such  
7 needs.

8 (c) work in conjunction with the New York state energy research and  
9 development authority to promote health through energy efficiency and  
10 healthier buildings.

11 (d) work in consultation with the centers for disease control and  
12 prevention to develop and implement training programs related to indoor  
13 air quality management.

14 (e) work in conjunction with the New York independent system operator  
15 to promote energy efficiency and indoor air quality management.

16 (f) have the authority to procure contracts. Contracts procured by the  
17 office shall be exempt from the requirements of section one hundred  
18 three of the general municipal law.

19 § 996-b. Community engagement and public oversight. The office shall  
20 maintain a website where a member of the public can leave a public  
21 comment on the office's activities related to workforce development and  
22 indoor air quality. The office shall also conduct hearings at least  
23 twice a year where the public can comment on the office's progress  
24 toward its goals. One such hearing shall occur in a city with a popu-  
25 lation of one million or more and another such hearing shall not occur  
26 in a city with a population of less than one million.

27 § 996-c. Utilization of other agency assistance. All state agencies  
28 are hereby authorized and directed to provide assistance and available  
29 resources, as requested by the office, in order to effectuate the  
30 purposes of this article related to workforce development and indoor air  
31 quality.

32 § 996-d. Reports. The office shall report on its progress, accomplish-  
33 ments, findings, conclusions, recommendations, and activities related to  
34 workforce development and indoor air quality to the governor and to the  
35 legislature annually on or before the thirty-first day of March of each  
36 year.

37 § 5. The public service law is amended by adding a new section 28 to  
38 read as follows:

39 § 28. Indoor air quality and continuous infectious microbial reduction  
40 certification training and procurement program. 1. The commission shall  
41 establish an indoor air quality and continuous infectious microbial  
42 reduction certification training and procurement program for local resi-  
43 dents to provide indoor air quality and continuous infectious microbial  
44 reduction certification. Such program shall include certification under  
45 the federal environmental protection agency and follow curriculum stand-  
46 ards established by the centers for disease control and prevention and  
47 the federal department of energy regarding weatherization and energy  
48 efficiency. Such program shall include, but not be limited to:

49 (a) partnerships with local vocational schools, community colleges and  
50 universities to provide training programs and apprenticeship and on-the-  
51 job training opportunities for local residents on indoor air quality and  
52 continuous infectious microbial reduction vocational skills and procure-  
53 ment.

54 (b) partnerships with local vocational schools, community colleges,  
55 and universities to provide training programs for renewable energy and



1 microgrid system design, installation, maintenance, and procurement for  
2 local residents.

3 (c) apprenticeship and on-the-job training opportunities for local  
4 residents to gain hands-on experience in indoor air quality and contin-  
5 uous infectious microbial reduction vocational skills and procurement.

6 2. The commission shall create an oversight committee to ensure  
7 compliance to this section and monitor the progress of the training and  
8 procurement program established under this section. Such oversight  
9 committee shall also provide incentives for building owners and managers  
10 who exceed the local training and procurement goals.

11 3. The commission shall, in order to provide minority- and women-owned  
12 business enterprises, minority group members and women the opportunity  
13 for meaningful participation in the training and procurement program  
14 established under this section, establish goals for participation in the  
15 training and procurement program by and procurement under such program  
16 from minority- and women-owned business enterprises, minority group  
17 members and women. For the purposes of this subdivision, "minority-owned  
18 business enterprise" shall mean any business enterprise which is at  
19 least fifty-one per centum owned by, or in the case of a publicly owned  
20 business, at least fifty-one per centum of the stock of which is owned  
21 by citizens or permanent resident noncitizens who are Black, Hispanic,  
22 Asian or American Indian, and such ownership interest is real, substan-  
23 tial and continuing and "women-owned business enterprise" shall mean any  
24 business enterprise which is at least fifty-one per centum owned by, or  
25 in the case of a publicly owned business, at least fifty-one percent of  
26 the stock of which is owned by citizens or permanent resident nonciti-  
27 zens who are women and such ownership interest is real, substantial and  
28 continuing.

29 4. Monies from the indoor air quality fund, established by section  
30 ninety-nine-qq of the state finance law, may be expended for the  
31 purposes provided for in this section, and shall include, but not be  
32 limited to, training and procurement programs for veterans, formerly  
33 incarcerated individuals, persons who recently received a high school  
34 diploma, single parents enrolled in the supplemental nutrition assist-  
35 ance program and/or receive cash benefits from a temporary assistance  
36 program under the federal temporary assistance for needy families.

37 5. The commission shall, no later than December thirty-first, two  
38 thousand twenty-three, report to the governor, the temporary president  
39 of the senate, and the speaker of the assembly on the progress of the  
40 training and procurement program established under this section. Such  
41 report shall include, but not be limited to:

42 (a) the number of local residents who have received training in renew-  
43 able energy and indoor air quality vocational skills and procurement;

44 (b) the number of local residents who have received apprenticeship and  
45 on-the-job training opportunities in renewable energy and indoor air  
46 quality vocational skills and procurement;

47 (c) the number of renewable energy and microgrid systems that have  
48 been designed, installed, maintained and procured by local residents;

49 (d) the number of building owners and managers who have met or  
50 exceeded the local training and procurement goals;

51 (e) the number of minority- and women-owned business enterprises,  
52 minority group members and women who have participated in the training  
53 and procurement program; and

54 (f) the amount of monies expended from the indoor air quality fund for  
55 the purposes provided for in this section.

6. This section shall not preempt or supersede any law, rule or regulation relating to air quality or indoor air quality, including, but not limited to, the state energy law, the labor law or the public health law.

§ 6. The labor law is amended by adding a new article 19-e to read as follows:

ARTICLE 19-E

MINIMUM WAGE RATES FOR INDOOR AIR QUALITY WORKERS

Section 697-a. Definitions.

697-b. Certification to the commissioner.

697-c. Minimum wage rate for indoor air quality workers.

697-d. Employment requirements for indoor air quality workers.

697-e. Commissioner's powers of investigation.

697-f. Records of employers.

697-g. Penalties.

697-h. Civil action.

697-i. Regulations.

697-j. Severability clause.

§ 697-a. Definitions. As used in this article, the following terms shall have the following meanings:

1. "Covered indoor air quality workers" means any person employed where at least one-half of the employee's time during any workweek is working in the following categories:

(a) mitigation of the health effects of indoor air pollution through improving HVAC systems, building systems and components, and energy conservation; and

(b) weatherization and energy efficiency to prevent hazardous air pollutants from infiltrating and contributing to poor indoor air quality.

2. "Livable wage" means a wage that is sufficient for a worker to afford basic necessities, including but not limited to housing, food, transportation, healthcare, and child care in the local area. This shall be determined by the department and reviewed annually.

3. "Local area" means the geographic area around a location which is part of the same labor market area and is within a reasonable distance for a person to travel to such location from their residence for employment.

§ 697-b. Certification to the commissioner. 1. No later than March thirty-first, two thousand twenty-four, and on March thirty-first of each year thereafter, each employer of a covered indoor air quality worker shall submit to the commissioner a sworn statement certifying the total number of such workers employed by such employer.

2. Each employer of an indoor air quality worker shall submit to the commissioner, in a form and manner prescribed by the commissioner, a sworn statement affirming that such employer will ensure, where applicable, that the indoor air quality workers it employs are paid at least the minimum wage required by section six hundred ninety-seven-c of this article.

3. Each employer of an indoor air quality worker shall submit to the commissioner, in a form and manner prescribed by the commissioner, a sworn statement affirming that such employer will ensure, where applicable, that the indoor air quality workers it employs are from the local area where work is being performed as required by section six hundred ninety-seven-d of this article.

§ 697-c. Minimum wage rate for indoor air quality workers. All covered employers shall ensure that every covered indoor air quality worker is

1 compensated at a rate that is no less than the livable wage. Nothing in  
2 this article shall alter or limit any employer's obligation to pay any  
3 otherwise applicable wage under article eight or nine of this chapter.

4 § 697-d. Employment requirements for indoor air quality workers. At  
5 least fifty percent of covered indoor air quality workers employed by an  
6 employer shall reside within the local area of where the work is being  
7 performed.

8 § 697-e. Commissioner's powers of investigation. The commissioner or  
9 his or her authorized representative shall have the power to:

10 1. investigate the compensation of covered indoor air quality workers  
11 in the state;

12 2. enter the place of business or employment of any employer for the  
13 purpose of:

14 (a) examining and inspecting any and all books, registers, payrolls,  
15 and other records that in any way relate to or have a bearing upon the  
16 compensation provided to, or the hours worked by any employees; and

17 (b) ascertaining whether the provisions of this article and the rules  
18 and regulations promulgated hereunder are being complied with; and

19 3. require from any employer full and correct statements and reports  
20 in writing, at such times as the commissioner may deem necessary, of the  
21 compensation provided to and the hours worked by such employer's employ-  
22 ees.

23 § 697-f. Records of employers. For every employee covered by this  
24 article, every employer shall establish, maintain, and preserve for not  
25 less than six years contemporaneous, true, and accurate payroll records  
26 showing for each week worked the hours worked, the compensation  
27 provided, plus such other information as the commissioner deems material  
28 and necessary. For all covered indoor air quality workers who are not  
29 exempt from overtime compensation as established in the commissioner's  
30 minimum wage orders or otherwise provided by law, rule, or regulation,  
31 the payroll records shall include the compensation provided and the  
32 regular hourly rate or rates of pay, the overtime rate or rates of pay,  
33 the number of regular hours worked, the number of overtime hours worked  
34 and the cost of benefits and/or benefit supplements. On demand, the  
35 employer shall furnish to the commissioner or his or her duly authorized  
36 representative a sworn statement of the hours worked, and rate or rates  
37 of compensation, for each covered indoor air quality worker, plus such  
38 other information as the commissioner deems material and necessary.  
39 Every employer shall keep such records open to inspection by the commis-  
40 sioner or his or her duly authorized representative at any reasonable  
41 time. Every employer of a covered indoor air quality worker shall keep  
42 a digest and summary of this article, which shall be prepared by the  
43 commissioner, posted in a conspicuous place in his or her establishment  
44 and shall also keep posted such additional copies of said digest and  
45 summary as the commissioner prescribes. Employers shall, on request, be  
46 furnished with copies of this article and of orders, and of digests and  
47 summaries thereof, without charge. Employers shall permit the commis-  
48 sioner or his or her duly authorized representative to question without  
49 interference any employee of such employer in a private location at the  
50 place of employment and during working hours in respect to the wages  
51 paid to and the hours worked by such employee or other employees.

52 § 697-g. Penalties. 1. If the commissioner finds that any employer has  
53 violated any provision of this article or of a rule or regulation  
54 promulgated thereunder, the commissioner may, after an opportunity for a  
55 hearing, and by an order which shall describe particularly the nature of  
56 the violation, assess the employer a civil penalty of not more than ten



1 thousand dollars for the first such violation within six years, not more  
2 than twenty thousand dollars for a second violation within six years and  
3 not more than fifty thousand dollars for a third or subsequent violation  
4 within six years. Such penalty shall be paid to the commissioner for  
5 deposit in the treasury of the state. In assessing the amount of the  
6 penalty, the commissioner shall give due consideration to the size of  
7 the employer's business, the good faith of the employer, the gravity of  
8 the violation, the history of previous violations and the failure to  
9 comply with recordkeeping or other requirements.

10 2. Any order issued under subdivision one of this section shall be  
11 deemed a final order of the commissioner and not subject to review by  
12 any court or agency unless the employer files a petition with the indus-  
13 trial board of appeals for a review of the order, pursuant to section  
14 one hundred one of this chapter.

15 3. The civil penalty provided for in this section shall be in addition  
16 to and may be imposed concurrently with any other remedy or penalty  
17 provided for in this chapter.

18 4. Upon a showing by an employee organization, the commissioner may  
19 investigate by examining payroll records whether an employer withheld  
20 hours of work to employees for the purpose of reducing the employer's  
21 obligations under this article. If, after the opportunity for a hearing,  
22 the commissioner determines that an employer withheld hours of work to  
23 employees for the purpose of reducing the employer's obligations under  
24 this article, the commissioner may, in addition to any other penalty  
25 available, also require that the employer pay the standard benefits  
26 supplement rate to all of the employer's employees, regardless of the  
27 number of hours worked by the employees.

28 § 697-h. Civil action. 1. On behalf of any employee paid less than the  
29 rate to which the employee is entitled under the provisions of this  
30 article, the commissioner may bring any legal action necessary, includ-  
31 ing administrative action, to collect such claim, and the employer shall  
32 be required to pay the full amount of the underpayment, plus costs, and  
33 unless the employer proves a good faith basis to believe that its under-  
34 payment was in compliance with the law, an additional amount as liqui-  
35 dated damages. Liquidated damages shall be calculated by the commission-  
36 er as no more than one hundred percent of the total amount of  
37 underpayments found to be due the employee. In any action brought by the  
38 commissioner in a court of competent jurisdiction, liquidated damages  
39 shall be calculated as an amount equal to one hundred percent of under-  
40 payments found to be due the employee.

41 2. Notwithstanding any other provision of law, an action to recover  
42 upon a liability imposed by this article shall be commenced within six  
43 years. The statute of limitations shall be tolled from the date an  
44 employee files a complaint with the commissioner or the commissioner  
45 commences an investigation, whichever is earlier, until an order to  
46 comply issued by the commissioner becomes final, or where the commis-  
47 sioner does not issue an order, until the date on which the commissioner  
48 notifies the complainant that the investigation has concluded.

49 3. In any civil action by the commissioner, the commissioner shall  
50 have the right to collect attorneys' fees and costs incurred in enforc-  
51 ing any court judgment. Any judgment or court order awarding remedies  
52 under this section shall provide that if any amounts remain unpaid upon  
53 the expiration of ninety days following issuance of judgment, or ninety  
54 days after expiration of the time to appeal and no appeal therefrom is  
55 then pending, whichever is later, the total amount of judgment shall  
56 automatically increase by fifteen percent.

1 § 697-i. Regulations. The commissioner may promulgate such regulations  
2 as he or she deems appropriate to carry out the purposes of this article  
3 and to safeguard minimum compensation standards.

4 § 697-j. Severability clause. If any provision of this article, or any  
5 application of any provision of this article, is held to be invalid,  
6 that shall not affect the validity or effectiveness of any other  
7 provision of this article, or of any other application of any provision  
8 of this article, which can be given effect without that provision or  
9 application; and to that end, the provisions and applications of this  
10 article are severable.

11 § 7. The state finance law is amended by adding a new section 99-qq to  
12 read as follows:

13 § 99-qq. Indoor air quality fund. 1. There is hereby established in  
14 the joint custody of the comptroller, the commissioner of health, the  
15 president of the New York state energy research and development authori-  
16 ty, and the commissioner of housing and community renewal a fund to be  
17 known as the indoor air quality fund.

18 2. Such fund shall consist of:

19 (a) all monetary grants received by the state under paragraph (z) of  
20 subdivision one of section two hundred one of the public health law,  
21 subdivision twenty-four of section eighteen hundred fifty-four of the  
22 public authorities law, and paragraph (q) of subdivision one of section  
23 fourteen of the public housing law;

24 (b) all monetary funding received by the state through coordination  
25 with local government, private sector, and non-profit organizations  
26 under paragraph (z) of subdivision one of section two hundred one of the  
27 public health law, subdivision twenty-four of section eighteen hundred  
28 fifty-four of the public authorities law, and paragraph (q) of subdivi-  
29 sion one of section fourteen of the public housing law;

30 (c) all monetary gifts or bequests received by the state for the fund;  
31 and

32 (d) all monies appropriated, credited, or transferred thereto from any  
33 other fund or source pursuant to law.

34 3. Moneys of the fund shall be expended solely for the purposes of  
35 carrying out the provisions of title thirteen of article nineteen of the  
36 environmental conservation law and section twenty-eight of the public  
37 service law. Monies shall be paid out of the fund on the audit and  
38 warrant of the state comptroller on vouchers approved by the commission-  
39 er of health, the president of the New York state energy research and  
40 development authority, and the commissioner of housing and community  
41 renewal. Any interest received by the comptroller on monies on deposit  
42 in the indoor air quality fund shall be retained in and become part of  
43 such fund.

44 4. On or before the first day of April each year, the commissioner of  
45 health, the president of the New York state energy research and develop-  
46 ment authority, and the commissioner of housing and community renewal  
47 shall submit a report to the governor, the temporary president of the  
48 senate and the speaker of the assembly outlining the funding sources and  
49 amounts secured for the fund and the expenses incurred by the fund.  
50 Such report shall also contain a plan outlining the strategies and  
51 actions to be taken to secure the necessary funding for the long-term  
52 sustainability of the fund.

53 5. The state shall make necessary appropriations to ensure the contin-  
54 uation of the fund.

55 § 8. Subdivision 1 of section 201 of the public health law is amended  
56 by adding a new paragraph (z) to read as follows:

1 (z) identify and apply for federal grants and funding opportunities  
2 related to indoor air quality in regard to public health and coordinate  
3 with local government, private sector, and non-profit organizations to  
4 explore additional funding opportunities related to indoor air quality  
5 in regard to public health. All such grants, funding, and other monies  
6 received by the state due to actions taken by the department under this  
7 paragraph shall be deposited into the indoor air quality fund estab-  
8 lished by section ninety-nine-qq of the state finance law.

9 § 9. Section 1854 of the public authorities law is amended by adding a  
10 new subdivision 24 to read as follows:

11 24. To identify and apply for federal grants and funding opportunities  
12 related to microgrids, energy efficiency and weatherization, and indoor  
13 air quality in regard to renewable energy and energy conservation and to  
14 coordinate with local government, private sector, and non-profit organ-  
15 izations to explore additional funding opportunities related to micro-  
16 grids, energy efficiency and weatherization, and indoor air quality in  
17 regard to renewable energy and energy conservation. All such grants,  
18 funding, and other monies received by the state due to actions taken by  
19 the authority under this subdivision shall be deposited into the indoor  
20 air quality fund established by section ninety-nine-qq of the state  
21 finance law.

22 § 10. Subdivision 1 of section 14 of the public housing law is amended  
23 by adding a new subdivision (q) to read as follows:

24 (q) identify and apply for federal grants and funding opportunities  
25 related to indoor air quality in regard to affordable housing and commu-  
26 nity development and coordinate with local government, private sector,  
27 and non-profit organizations to explore additional funding opportunities  
28 related to indoor air quality in regard to affordable housing and commu-  
29 nity development. All such grants, funding, and other monies received by  
30 the state due to actions taken by the commissioner under this subdivi-  
31 sion shall be deposited into the indoor air quality fund established by  
32 section ninety-nine-qq of the state finance law.

33 § 11. This act shall take effect immediately. Effective immediately,  
34 the addition, amendment and/or repeal of any rule or regulation neces-  
35 sary for the implementation of this act on its effective date are  
36 authorized to be made and completed on or before such effective date.