

STATE OF NEW YORK

7231

2023-2024 Regular Sessions

IN SENATE

May 18, 2023

Introduced by Sen. HOYLMAN-SIGAL -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT in relation to the electrification of the Manhattan Cruise Terminal; 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:

1 Section 1. The New York state energy research and development authori-
2 ty in consultation with the department of public service, the department
3 of environmental conservation, Con Edison, the Hudson River Park Trust,
4 other relevant state agencies and authorities with subject matter exper-
5 tise, and the New York City Economic Development Corporation, is author-
6 ized and directed to:

7 (a) develop a study of competitive options to facilitate the electri-
8 fication of the Manhattan Cruise Terminal to provide shore power to all
9 vessels docking in the terminal, by the year 2030, while ensuring energy
10 resource adequacy and other reliability services are maintained. The
11 study should prioritize the electrification of the Manhattan Cruise
12 Terminal to provide shore power to directly assist in achieving the
13 energy, environmental justice and emissions reductions requirements of
14 section 66-p of the public service law. The study shall address multiple
15 types of shore power plug-ins for vessels and energy pricing rates. The
16 study shall include recommendations of standards and requirements that:

17 (i) significantly reduce the reliance on fossil fuels, taking into
18 account the requirements and timing of the state's emission reduction
19 programs;

20 (ii) provide significant environmental, health and other benefits to
21 disadvantaged communities within one mile of the Manhattan Cruise Termi-
22 nal, as such communities are defined under section 75-0101 of the envi-
23 ronmental conservation law; and

24 (b) provide public notice of the study, and ensure the results of the
25 study are made easily accessible to members of disadvantaged communi-
26 ties, as defined in section 75-0101 of the environmental conservation

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

LBD11539-02-3

1 law, and provide an opportunity for public comment on the study of not
2 less than sixty days and conduct at least two public hearings on the
3 study, of which at least one shall be held in disadvantaged communities,
4 as defined in section 75-0101 of the environmental conservation law with
5 such public hearings offering video participation and accessibility;

6 (c) address public comments and update the study, as appropriate,
7 especially to ensure resource adequacy and reliability services are
8 maintained; and

9 (d) deliver the study to the governor, temporary president of the
10 senate and speaker of the assembly within 180 days of the effective date
11 of this section.

12 § 2. The New York state energy research and development authority, in
13 consultation with the department of public service, the department of
14 environmental conservation, Con Edison, the Hudson River Park Trust,
15 other relevant state agencies and authorities with subject matter exper-
16 tise, and the New York City Economic Development Corporation, shall
17 commence proceedings and stakeholder processes to establish programs and
18 other initiatives necessary to carry out the strategies, programs, stan-
19 dards, energy pricing rates, and requirements described in the study
20 referred to in section one of this act within 60 days of delivery of the
21 study to the governor, temporary president of the senate and speaker of
22 the assembly.

23 § 3. The New York state energy research and development authority
24 shall:

25 (a) commence a proceeding to implement the strategies, programs, stan-
26 dards, energy pricing rates, and requirements described in the study
27 referred to in section one of this act within 90 days of delivery of the
28 study to the governor, temporary president of the senate and speaker of
29 the assembly; and

30 (b) issue an order regarding implementation of the strategies,
31 programs, standards, energy pricing rates, and requirements described in
32 the study referred to in section one of this act no later than 30 days
33 after the commencement of proceedings. Such order shall at a minimum
34 direct the New York City Economic Development Corporation in consulta-
35 tion with the New York Power Authority to issue a competitive award
36 process to facilitate the electrification of the Manhattan Cruise Termi-
37 nal maintaining reliability consistent with the recommendations of the
38 study pursuant to section one of this act.

39 § 4. Upon installation of shore power capabilities at the Manhattan
40 Cruise Terminal, the department of environmental conservation shall
41 issue:

42 (a) shore power requirements for at berth emission reductions to
43 ensure full use of shore power at the Manhattan Cruise Terminal; and

44 (b) any regulations shall exclude government or military vessels.
45 However, government or military vessels are encouraged to act in a
46 manner consistent, as far as is reasonable and practicable, with this
47 section.

48 (c) fines and penalties for violations of the requirements.

49 Nothing in this act shall be construed to amend, repeal, modify, or
50 change any applicable federal laws or regulations, including any United
51 States Coast Guard regulations or requirements.

52 § 5. This act shall take effect immediately and shall expire upon the
53 later of January 1, 2031 or the date upon which the electrification of
54 the Manhattan Cruise Terminal is complete when upon such expiration date
55 this act shall be deemed repealed.