

STATE OF NEW YORK

10078

IN ASSEMBLY

May 3, 2024

Introduced by M. of A. CUNNINGHAM -- read once and referred to the
Committee on Energy

AN ACT to amend the energy law and the public authorities law, in
relation to the availability of alternative fuels along the New York
state thruway

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

1 Section 1. Short title. This act shall be known and may be cited as
2 the "electric super highway act".

3 § 2. Section 1-103 of the energy law is amended by adding a new subdi-
4 vision 16 to read as follows:

5 16. "Alternative fuel" shall mean ethanol, methanol, natural gas,
6 propane, electricity (including electricity from solar energy), hydro-
7 gen, and any other fuel identified which is substantially not petrole-
8 um-based, which is consistent with the goals of protecting the safety
9 and health of the public and minimizing emissions of air pollutants, and
10 which is consistent with any applicable federal alternative fuel
11 requirements.

12 § 3. The energy law is amended by adding a new section 5-129 to read
13 as follows:

14 § 5-129. Alternative fuels. The New York state energy research and
15 development authority shall provide the New York state thruway authority
16 with a list of the most feasible alternative fuels, which shall number
17 no fewer than three, and assist the authority in implementing the
18 requirements of section three hundred fifty-four of the public authori-
19 ties law.

20 § 4. Subdivision 10 of section 354 of the public authorities law, as
21 amended by section 2 of part TT of chapter 54 of the laws of 2016, is
22 amended to read as follows:

23 10. To construct, reconstruct or improve on or along the thruway in
24 the manner herein provided, suitable facilities for gas stations,
25 restaurants, and other facilities for the public, or to lease the right
26 to construct, reconstruct or improve and operate such facilities; such
27 facilities shall be publicly offered for leasing for operation, or the

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

LBD06355-03-4

1 right to construct, reconstruct or improve and operate such facilities
2 shall be publicly offered under rules and regulations to be established
3 by the authority, provided, however, that lessees operating such facili-
4 ties at the time this act becomes effective, may reconstruct or improve
5 them or may construct additional like facilities, in the manner and upon
6 such terms and conditions as the board shall determine; and provided
7 further, however, that each such facility which contains or consists of
8 a gas station shall, beginning November first, two thousand twenty-four,
9 include a facility for selling to the public an alternative fuel, as
10 defined in section 1-103 of the energy law and each alternative fuel
11 recommended to the authority by the New York state energy research and
12 development authority pursuant to section 5-129 of the energy law shall
13 be made available at intervals of no more than one hundred twenty miles
14 on each side of the thruway;

15 § 5. This act shall take effect immediately.