

# STATE OF NEW YORK

10723

## IN ASSEMBLY

September 18, 2024

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Slater) --  
read once and referred to the Committee on Corporations, Authorities  
and Commissions

AN ACT to amend the public service law, in relation to requiring the  
office of renewable energy siting to develop standards and conditions  
for the siting of certain large scale renewable energy systems

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

1 Section 1. Section 138 of the public service law is amended by adding  
2 a new subdivision 6 to read as follows:

3 6. The uniform standards and conditions established pursuant to this  
4 section shall be designed to avoid, minimize, or mitigate to the maximum  
5 extent practicable, potential significant adverse impacts to land within  
6 the Hudson River watershed area, with additional consideration for land  
7 within an agricultural or conservation district or land that contains  
8 mineral soil groups 1-4. The provisions of this subdivision shall not  
9 apply in the consideration of any permits for siting, design,  
10 construction, or operation of a major renewable energy facility for  
11 which a completed application has been received by the office of renewa-  
12 ble energy siting and electric transmissions prior to the adoption of  
13 amended uniform standards and conditions consistent with this subdivi-  
14 sion.

15 § 2. Section 144 of the public service law is amended by adding a new  
16 subdivision 5 to read as follows:

17 5. ORES and the department shall not deem any site for qualified ener-  
18 gy storage systems suitable without first consulting any municipalities  
19 with jurisdiction over the potential build-ready site and obtaining such  
20 municipalities' approval.

21 § 3. This act shall take effect immediately; provided, however, the  
22 amendments to article 8 of the public service law made by sections one  
23 and two of this act shall not affect the repeal of such article and  
24 shall be deemed repealed therewith.

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

LBD15967-01-4