STATE OF NEW YORK

10447

IN ASSEMBLY

March 6, 2026

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

AN ACT to amend the general business law, in relation to requiring applications for retail gas station building permits to include electric vehicle charging stations

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

Section 1. The general business law is amended by adding a new section 396-xx to read as follows:

§ 396-xx. Retail gas station; direct current fast chargers. 1. As used in this section, the following terms shall have the following meanings:

(a) "Retail gas station" shall mean a filling station where such fuel is stored primarily for sale by delivery directly into the ordinary fuel tank connected with the engine of a motor vehicle to be consumed in the operation of such motor vehicle or where such fuel is stored primarily for sale by delivery directly into the ordinary fuel tank connected with the engine of a vessel to be consumed in the operation of such vessel.

(b) "Dealer" shall mean any person owning or operating a retail gas station.

(c) "Charging station" shall mean the area in the immediate vicinity of a group of chargers and includes the chargers, supporting equipment, parking areas adjacent to the chargers, and lanes for vehicle ingress and egress.

(d) "Direct current fast charger" shall mean a charger that enables rapid charging by delivering direct-current electricity directly to an electric vehicle's battery.

(e) "Electric vehicle" shall mean a motor vehicle, as defined by section one hundred twenty-five of the vehicle and traffic law, which is propelled by one or more electric motors using electric energy stored in batteries or other energy storage devices.

2. (a) No building permit shall be issued to a dealer if the documentation submitted for such building permit does not reflect the installation of at least one electric vehicle charging station using direct current fast chargers at such retail gas station per four gas dispensing

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

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pumps, provided, however, that retail gas stations with fewer than four gas dispensing pumps shall be exempt from the provisions of this section.

(b) No retail gas station shall open for business prior to completing construction and installation of all charging stations required pursuant to paragraph (a) of this subdivision.

§ 2. This act shall take effect one year after it shall have become a law.