

# STATE OF NEW YORK

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3959

2025-2026 Regular Sessions

## IN ASSEMBLY

January 30, 2025

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

AN ACT to amend the public service law, in relation to siting permits for grassland bird breeding habitats or grassland bird wintering habitats

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

1 Section 1. Section 139 of the public service law is amended by adding  
2 a new subdivision 2-a to read as follows:

3 2-a. If a major electric transmission facility siting permit is  
4 proposed for a site which is grassland bird breeding habitat or grass-  
5 land bird wintering habitat within a department of environmental conser-  
6 vation designated grassland bird conservation center, ORES shall require  
7 a mitigation ratio of three acres of mitigation for every acre of occu-  
8 ped grassland bird breeding habitat and one acre of mitigation for  
9 every acre of grassland bird wintering habitat determined to be taken.

10 § 2. This act shall take effect immediately, provided, however, that  
11 the amendments to section 139 of the public service law made by section  
12 one of this act shall not affect the repeal of such section and shall be  
13 deemed repealed therewith.

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

LBD07808-01-5