

STATE OF NEW YORK

10199

IN ASSEMBLY

February 12, 2026

Introduced by M. of A. KELLES -- read once and referred to the Committee on Environmental Conservation

AN ACT in relation to enacting the "New York open water data act"

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

1 Section 1. Short title. This act shall be known and may be cited as
2 the "New York open water data act".

3 § 2. Definitions. For purposes of this act, the following terms shall
4 have the following meanings:

5 1. "Conveners" means the:

6 (a) New York water resources institute at Cornell University; and

7 (b) New York sea grant at Stony Brook University.

8 2. "Agencies" means the:

9 (a) New York state department of environmental conservation;

10 (b) New York state department of health's bureau of water supply
11 protection;

12 (c) New York state department of agriculture and markets;

13 (d) New York state canal corporation;

14 (e) New York city department of environmental protection; and

15 (f) public service commission.

16 3. "Water data" means all water data being collected within the state
17 including:

18 (a) Measurements of basic properties relating to the planning and
19 management of water resources, including streamflow, precipitation,
20 ground water, water quality and water use in agriculture, industry and
21 municipal uses and natural systems;

22 (b) Data related to fresh or inland waters of the state, including but
23 not limited to wetlands, lakes, streams, creeks, rivers, reservoirs,
24 aquifers, and groundwater;

25 (c) Data related to state and municipal water infrastructure, includ-
26 ing but not limited to canals, aqueducts, dams, and pipes;

27 (d) Data that may include areas of mixing of fresh and marine waters,
28 including but not limited to tidal basins and estuaries;

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

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(e) At the discretion of the conveners, the term "water data" may include data related to coastal waters used for human activities including, but not limited to agriculture, recreation, and industry; and

(f) Any sensitive data, including but not limited to data related to security or public safety; provided, however, that such data may, at the discretion of the conveners and agencies, be excluded from reporting or may be reported only in the aggregate.

Provided, however, that nothing in this definition of water data shall be construed to require additional data collection beyond what is already being collected, unless the agencies collectively agree to require collection of additional data.

§ 3. Water data conveners and agencies; duties; standards and best practices; annual plan. 1. Subject to an appropriation therefor and within six months after this act shall have become a law, and at least quarterly thereafter, the conveners shall facilitate a meeting at which the agencies plan and determine a framework to meet the requirements set forth in this section. The conveners shall provide any technical assistance and support necessary to assist the agencies in meeting the requirements of this section and the framework established by the agencies.

2. By January 1 two years after this act shall have become a law, the agencies and the conveners shall:

(a) identify key water data, information and tools needed to support water management and planning, including but not limited to;

(i) state and local government data on streamflow, precipitation, reservoir and irrigation system operations, ground water use and levels, municipal and industrial water use and land uses, but not including data from residential wells;

(ii) data on water rights, water diversions and water quality;

(iii) data on fish, aquatic and riparian systems and ecological data;

(iv) water quality data, including sampling results generated by public water supplies in accordance with title 1 of article 11 of the public health law;

(v) data from private wells collected by local or state agencies;

(vi) commercial uses of water licensed by state agencies;

(vii) water affordability data, including but not limited to water rates, shut-offs conducted, and aggregate data on arrears; and

(viii) water infrastructure data.

(b) develop common water data standards for data collection and dissemination, including practices to standardize and clean up data and make it available to the public in commonly used data formats, which shall, where appropriate, be arranged or identified by county and municipality or other appropriate geographic area, and that shall exclude specific addresses, locations, and other personal information;

(c) make such water data available to the public through the state's open data program OpenNY, including working to identify and develop any critical data that can be made accessible via geographic information systems (GIS) mapping and ensuring that all datasets have an application programming interface (API) endpoint to allow researchers and developers to access and deploy such data at a level of detail and with a frequency that furthers effective public use of such data;

(d) identify available and unavailable water data; and

(e) develop pathways to include water data derived from citizen science efforts.

3. Water data research undertaken with state funding shall comply with the common water data standards and best practices developed by the

1 agencies, provided that where federal standards are required to maintain
2 federal funding and state standards also exist, complying with the more
3 stringent standards shall satisfy the requirements of this section.

4 4. The agencies and the conveners shall update all water data
5 compiled pursuant to this act at least quarterly, where data points are
6 incorporated into the database based on the frequency at which they are
7 originally collected without aggregation, except where necessary for the
8 protection of security or public safety.

9 5. The agencies shall collaborate with other regional, national and
10 international efforts, including but not limited to the great lakes
11 commission and the international joint commission, to share, integrate
12 and manage water data.

13 6. By September 1 two years after this act shall have become a law,
14 and thereafter annually by September 1 of each year, the agencies shall
15 develop and submit a plan to the governor and the legislature that
16 details:

17 (a) an assessment of existing water data and projected information
18 needs to support ongoing water management and planning;

19 (b) an estimate of budgetary resources needed to carry out the
20 purposes of this act; and

21 (c) metrics for assessing the achievement of the purposes of this act.

22 § 4. This act shall take effect on the one hundred eightieth day after
23 it shall have become a law.