STATE OF NEW YORK

4054

2025-2026 Regular Sessions

IN SENATE

January 31, 2025

Introduced by Sen. MATTERA -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

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 Assembly, do enact as follows:

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

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

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

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

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service law made by sections one and two of this act shall not affect the repeal of such article and shall be deemed repealed therewith.

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

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