STATE OF NEW YORK

5729

2025-2026 Regular Sessions

IN SENATE

February 28, 2025

Introduced by Sens. HARCKHAM, ROLISON -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

AN ACT to amend the executive law, in relation to adding hazardous air quality to the state definition of a disaster and including air quality emergency preparedness in local comprehensive emergency management plans

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

Section 1. Paragraph a of subdivision 2 of section 20 of the executive law, as amended by chapter 23 of the laws of 2020, is amended to read as follows:

a. "disaster" means occurrence or imminent, impending or urgent threat of wide spread or severe damage, injury, or loss of life or property resulting from any natural or [~~man-made~~] **human-made** causes, including, but not limited to, fire, flood, earthquake, hurricane, tornado, high water, landslide, mudslide, wind, storm, wave action, volcanic activity, epidemic, disease outbreak, air contamination, **hazardous air quality,** terrorism, cyber event, blight, drought, infestation, explosion, radiological accident, nuclear, chemical, biological, or bacteriological release, water contamination, bridge failure or bridge collapse.

§ 2. Section 23 of the executive law is amended by adding a new subdivision 8 to read as follows:

8. Such plans shall additionally include, but not be limited to, the following regarding air quality emergencies:

a. an action plan for the municipality in the case of an air quality emergency; and

b. an annual inventory of the municipality's air quality emergency resources.

§ 3. This act shall take effect immediately.

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

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