

# 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, Home-  
land 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 quali-  
ty emergency preparedness in local comprehensive emergency management  
plans

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

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

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

13 § 2. Section 23 of the executive law is amended by adding a new subdi-  
14 vision 8 to read as follows:

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

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

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

21 § 3. This act shall take effect immediately.

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

LBD10455-01-5