

Table 1¹

**“Active” New York Water-Related Legislative Proposals
(October 17, 2005)**

Moving In Assembly and Senate	
<p>A 2517B Same as S 1290 A LAVALLE</p>	<p>DiNapoli (MS) – Bigger Better Bottle Bill - AN ACT to amend the environmental conservation law, the economic development law and the state finance law which provides for the mandatory acceptance of empty beverage containers; allows the commissioner of environmental conservation to approve state assistance payments from deposits of beverage container refund values; provides for the repeal of certain sections related thereto. 01/26/05 referred to environmental conservation 02/01/05 reported referred to Assembly codes 02/10/05 amend and recommit to codes 02/15/05 reported referred to ways and means 06/20/05 passed assembly 06/20/05 delivered to senate</p>
<p>A 3575B Same as S2356-A MARCELLINO</p>	<p>DiNapoli (MS) – On-Site Treatment Systems - AN ACT to amend the environmental conservation law which relates to the regulation of residential on-site wastewater treatment systems; directs the commissioner of environmental conservation to prepare a report on the impact of on-site sewage treatment systems on the waters of the state and on the public health; provides siting criteria for new septic systems and for inspections of new and existing residential septic systems upon sale or transfer. 04/07/05 amend two times and recommit to environmental conservation 02/11/05 REFERRED TO ENVIRONMENTAL CONSERVATION 04/12/05 AMEND AND RECOMMIT TO ENVIRONMENTAL CONSERVATION 04/12/05 PRINT NUMBER 2356A 06/01/05 REPORTED REFERRED TO CODES</p>
Passed Assembly	
<p>A300 No Same As</p>	<p>Tonko (MS) –Primary Water Supply Aquifer Areas. AN ACT to amend the environmental conservation law, in relation to projects requiring environmental impact statements within primary groundwater recharge areas. 01/24/05 passed assembly 01/24/05 delivered to senate 01/24/05 REFERRED TO ENVIRONMENTAL CONSERVATION</p>

¹ For more information, please contact Libby Ford, QEP at 585-263-1606 (lford@nixonpeabody.com). <http://www.nixonpeabody.com> . The NYWEA GAC thanks Nixon Peabody LLP for its on-going support of this newsletter.

<p>A 1467 No Same As</p>	<p>McEneny (MS) - Testing of School Water - AN ACT to amend the public health law and the education law, in relation to the water dispensed within public schools. Provides for annual school lead-copper tap water testing; requires the publishing of reports of contamination and abatement of such contamination; requires school districts to provide potable water to school children attending affected schools. 02/07/05 passed assembly 02/07/05 REFERRED TO SENATE HEALTH</p>
<p>A1802A No Same As</p>	<p>Brodsky (MS) – State Use of Pesticides - AN ACT to amend the environmental conservation law, in relation to the phase-out on varying time schedules of state use of various categories of pesticides on state property; does not apply to certain antimicrobial pesticides; requires the department of environmental conservation to adopt a pest management plan for every state department, agency, and public benefit corporation; provides for waivers and exemptions. 04/19/05 passed assembly 04/19/05 REFERRED TO SENATE ENVIRONMENTAL CONSERVATION</p>
<p>Moving In Assembly Only</p>	
<p>A 1952 Same as S 1773 FUSCHILLO</p>	<p>Karben (MS) – Environmental Community Right to Know Act - AN ACT to amend the environmental conservation law which enacts the “Environmental Community Right to Know Act of 2005”; relates to preserving and enhancing the public’s right to know the efforts used by state government to safeguard the environment and public health; provides for public access to process decision making, methodology and review; provides definitions, duties of the commissioner and provides for public access via electronic means. 01/24/05 referred to ways and means 04/12/05 reference changed to environmental conservation 05/03/05 reported referred to ways and means 05/10/05 reported 05/12/05 advanced to third reading cal. 512 06/08/05 passed assembly 06/08/05 delivered to senate 06/08/05 REFERRED TO RULES</p>
<p>A 2524 Same as S 1336 LAVALLE</p>	<p>Thiele – Sewage Sludge Moratorium - AN ACT to amend the environmental conservation law which imposes a moratorium on application of septage, sludge or sludge products on agricultural lands, school property, golf course property and state recreational park lands until the Department of Environmental Conservation promulgates regulations to establish a clean soil standard, a clean sludge standard and a testing protocol; provides that such application shall not be made unless it meets such standard. 01/27/05 referred to environmental conservation (No movement, but of interest)</p>
<p>A 4462 No Same As</p>	<p>DiNapoli (MS) – Sanitary Sewer Overflow - AN ACT to amend the environmental conservation law in relation to Sanitary Sewer Overflow. Restricts sanitary sewer overflow and the issuance of SPDES permits; requires notification procedures in the event of a sanitary sewer overflow; requires the preparation of an annual report by SPDES permittees.</p>

	02/10/05 referred to environmental conservation (No movement, but of interest)
A 5163 Same as S4630 KLEIN	Brennan (MS) – Water Supply Emergency Plans - AN ACT to amend the public health law which relates to the preparation of water supply emergency plans; includes certain persons who supply drinking water to fewer than three thousand three hundred people within the definition of a water supplier which requires such person to file a water supply emergency plan; directs the commissioner of health and the county health departments to provide guidance and assistance to community water systems regarding vulnerability assessments, emergency plans and addressing potential threats to the provision of safe drinking water; and provides greater penalties for violations. Criminal Sanction Impact 02/17/05 referred to health 04/05/05 reported referred to codes 04/12/05 reported referred to ways and means (Not moving in Senate) 05/17/05 reported 05/19/05 advanced to third reading cal. 635 05/23/05 passed assembly 05/23/05 delivered to senate 05/23/05 REFERRED TO HEALTH