



2020 ANNUAL
REPORT

NEW YORK STATE SENATE
STANDING COMMITTEE ON
ENVIRONMENTAL
CONSERVATION



SENATOR
TODD KAMINSKY
CHAIR

CHAIRMAN
ENVIRONMENTAL CONSERVATION

COMMITTEES:
CODES
CIVIL SERVICE AND PENSIONS
HEALTH
INVESTIGATIONS AND GOVERNMENT
OPERATIONS
TRANSPORTATION

THE SENATE
STATE OF NEW YORK
ALBANY



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December 21, 2020

The Honorable Andrea Stewart-Cousins
Majority Leader & President Pro Tempore
New York State Senate
330 State Capitol Building
Albany, New York 12247

Dear Leader Stewart-Cousins,

I am pleased to transmit the Annual Report of the Senate's Standing Committee on Environmental Conservation for the 2020 Legislative Session. As Chair, I am proud to continue to lead our efforts to address important matters under my committee's jurisdiction.

During the 2020 session, this committee met three times in session and reported twenty-four bills. The Committee also held one hearing this past year.

I thank my colleagues who served on the Committee for their efforts and support of the work that was done in the committee this year, and I thank you for the continued support from the Majority Conference in the committee's operations.

Sincerely,

Todd Kaminsky
Senator, 9th District

2020 LEGISLATIVE SESSION REPORT

NEW YORK STATE SENATE STANDING COMMITTEE ON ENVIRONMENTAL CONSERVATION

Senator Todd Kaminsky, Chairperson
Senator Phil Boyle, Ranking Member

COMMITTEE MEMBERS

Majority

Senator Peter Harckham
Senator Brain Kavanagh
Senator Rachel May
Senator Jen Metzger
Senator Julia Salazar
Senator Jose Serrano

Minority

Senator Kenneth LaValle
Senator Betty Little
Senator Thomas O'Mara

COMMITTEE STAFF

Ashley Dougherty, Counsel
Christopher Amato, Majority Counsel Office
Jessica Fowler, Majority Finance Office

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COMMITTEE JURISDICTION AND OVERVIEW

The New York State Senate Standing Committee on Environmental Conservation has legislative oversight responsibilities for issues concerning the environment.

During the 2019-2020 Legislative Session, two hundred and forty three bills were referred to the Committee for its review, thirty seven of which were newly introduced in the 2020 legislative session. Of these bills, twenty-four were reported from the Committee. The Senate passed seventeen bills, and ten passed in both houses. This work was conducted through a series of three committee meetings. A list of all bills that were reported from the committee is provided at the end of this report.

In addition to its regular meetings, the Committee held one joint hearing regarding power and communication failures from Tropical Storm Isaias.

COMMITTEE HIGHLIGHTS

The following key bills were acted on by the committee in 2020:

- **Relates to the uniform treatment of waste from the exploration, development, extraction, or production of crude oil or natural gas S.3392 (May)/A.2655 (Englebright):** This bill eliminates the exemption for wastes from oil and gas production from regulation as hazardous waste.
- **Prohibits the use of glyphosate on state property S.3502-A (Serrano)/A.732-B (Rosenthal):** This bill prevents the application of pesticides containing glyphosate, a probable human carcinogen, on State Owned property after December 31, 2021.
- **Relates to the protection of certain streams S.5612-A (Harckham)/A.8349 (Ryan):** This bill adds streams classified by the Department of Environmental Conservation as “Class C” to the definition of streams subject to Protection of Waters permit requirements, since these streams have been determined to support fishing and propagation of fish, shellfish, and wildlife, and may be suitable for primary and secondary contact recreation.
- **Prohibits hotels from making available to its hotel guests small plastic bottles containing hospitality personal care products S.5282-B (Kaminsky)/A.7662-B (Englebright):** The bill reduces the use of unnecessary single-use plastics by stopping hotels from providing guests with small, single-use plastic bottles of personal care products.
- **Prohibits certain uses of trichloroethylene S.6829-B (Kaminsky)/A.8829-A (Englebright):** This bill prohibits the most dangerous uses of trichloroethylene, including use as a vapor degreaser, an intermediate chemical, a refrigerant, or an extraction solvent or other manufacturing or cleaning process or use.
- **Makes animal killing contests, competitions, tournaments and derbys unlawful S.7542 (Martinez)/A.722-B (Glick).** This bill will make it unlawful for any person to organize, sponsor, conduct, promote, or participate in any contest, competition, tournament, or derby with the objective of taking or hunting the largest number of small games, wild birds other than turkeys, and domestic game birds for prizes for other inducements, or for entertainment.
- **Relates to the removal of species from the endangered and threatened species list S.8750 (Kaminsky)/A.4077-A (Barrett).** This bill serves to protect endangered and threatened species that still require such protection in New York in the event that the Department of Interior removes its endangered or threatened designation.
- **Relates to the use of perfluoroalkyl and polyfluoroalkyl substances in food packaging S.8817 (Hoylman)/A.4739-C (Fahy):** This bill bans the sale or use of food packaging containing perfluoroalkyl and polyfluoroalkyl substances, effective December 31, 2022.

LEGISLATION CHAPTERED INTO LAW

Chapter	Bill No.	
133	S3392	MAY -- Relates to the uniform treatment of waste from the exploration, development, extraction, or production of crude oil or natural gas
352	S4176A	HARCKHAM -- Requires supermarkets to make excess food available to qualifying entities
145	S5579A	SERRANO -- Requires notices relating to lawn pesticides to be printed in both the English and Spanish languages
378	S6502A	SERRANO -- Prohibits the use of glyphosate on state property
370	S6829B	KAMINSKY -- Prohibits certain uses of trichloroethylene
286	S7880B	BRESLIN -- Prohibits the incineration of aqueous film-forming foam containing perfluoroalkyl and polyfluoroalkyl substances in certain cities
170	S8750	KAMINSKY -- Relates to the removal of species from the endangered and threatened species list

LEGISLATION VETOED BY THE GOVERNOR

Veto No.	Bill No.	
60	S5612	AHARCKHAM- Relates to protection of certain streams
68	S7295	ADDABBO- Relates to the filling of borrow pits in Jamaica Bay
73	S8026	KAMINSKY- Relates to the regulation of mining and the reclamation of mines within counties with a population of one million or more; repealer

LEGISLATION PASSED SENATE ONLY

Bill No.

- S2490 ADDABBO- Requires certain waste transported by rail to be covered with hard tarping
- S5196 KAMINSKY- Relates to the removal of species from the endangered and threatened species list
- S5282B KAMINSKY- Prohibits hotels from making available to its hotel guests small plastic bottles containing hospitality personal care products
- S5619 MARTINEZ- Directs the department of environmental conservation to study alternative municipal uses for recycled glass
- S6308A METZGER- Prohibits the sale of pavement products containing coal tar; prohibits the use of pavement products containing coal tar
- S7607 BRESLIN- Repeals subdivision 6 of section 11-0907 of the environmental conservation law relating to land designated as a restricted area
- S8635 HARCKHAM- Provides an exemption from requirements for the alienation of parkland for certain renewable energy generating projects



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