

1 troller. Title to the land to the people of the state of New York pursu-  
2 ant to the provisions of such contract shall be approved by the attorney  
3 general, and the deed to the state shall be approved by him or her as to  
4 form and manner of execution and recordability before such deed shall be  
5 accepted on behalf of the state. Notwithstanding the contrary provisions  
6 of the public lands law, the conveyance of the state-owned easements  
7 pursuant to such contract shall be without reservation or exception,  
8 except as provided for in such contract. Upon certification by the  
9 commissioner of environmental conservation to the commissioner of gener-  
10 al services of a copy of the contract, and certification that Alle-Catt  
11 Wind Energy LLC has complied with all terms and conditions of the  
12 contract upon their part to be kept and performed, together with a  
13 description of any of the easements to be exchanged, conveyed and/or  
14 payments to be made, the commissioner of general services shall convey  
15 the easements described in section one of this act in accordance with  
16 the provisions of the contract.

17 § 4. This act shall take effect immediately, and shall expire and be  
18 deemed repealed five years after such date; provided, however, should  
19 the easements be granted within the five years, the term of the ease-  
20 ments will establish the end date of the easements. At such time the  
21 land will revert back to the state of New York for state forest  
22 purposes.

23

## PART BBB

24 Section 1. Paragraph (b) of subdivision 5 of section 8-0111 of the  
25 environmental conservation law, as amended by chapter 388 of the laws of  
26 2011, is amended to read as follows:

27 (b) Actions subject to the provisions requiring a certificate of envi-  
28 ronmental compatibility and public need in articles seven, ten and the  
29 former article eight of the public service law or requiring a siting  
30 permit under section ninety-four-c of the executive law; or

31 § 2. Paragraph (i) of subdivision 3 and paragraph (d) of subdivision 7  
32 of section 94-c of the executive law, as added by section 4 of part JJJ  
33 of chapter 58 of the laws of 2020, is amended to read as follows:

34 (i) Notwithstanding any other provision of law, rule, or regulation to  
35 the contrary and consistent with appropriations therefor, employees of  
36 any state agency who are necessary to the functions of the office and  
37 who may be substantially engaged in the performance of its functions  
38 shall be transferred to the office in accordance with the provisions of  
39 section [seventy-eight] seventy of the civil service law. Employees  
40 transferred pursuant to this section shall be transferred without  
41 further examination or qualification and shall retain their respective  
42 civil service classifications. Nothing set forth in this subdivision  
43 shall be construed to impede, infringe, or diminish the rights and bene-  
44 fits that accrue to employees through collective bargaining agreements,  
45 impact or change an employee's membership in a bargaining unit, or  
46 otherwise diminish the integrity of the collective bargaining relation-  
47 ship.

48 (d) In addition to the fees established pursuant to paragraph (a) of  
49 this subdivision, the office, pursuant to regulations adopted pursuant  
50 to this section, may assess a fee for the purpose of recovering [the]  
51 costs the office incurs [related to reviewing and processing an applica-  
52 tion submitted under this section].

53 § 3. Section 94-c of the executive law is amended by adding a new  
54 subdivision 8 to read as follows:

1 8. Farmland protection working group. (a) There is hereby created in  
2 the executive department a farmland protection working group consisting  
3 of appropriate stakeholders, including but not limited to:

- 4 (i) the commissioner of the department of agriculture and markets;
- 5 (ii) the commissioner of the department of environmental conservation;
- 6 (iii) the executive director of the office;
- 7 (iv) the commissioner of the department of public service;
- 8 (v) the president of the New York state energy research and develop-  
9 ment authority;
- 10 (vi) local government officials or representatives from municipal  
11 organizations representing towns, villages, and counties;
- 12 (vii) representatives from at least two county agricultural and farm-  
13 land protection boards.

14 (b) The working group shall, no later than one year after the effec-  
15 tive date of this subdivision, recommend strategies to encourage and  
16 facilitate input from municipalities in the siting process and to devel-  
17 op recommendations that include approaches to recognize the value of  
18 viable agricultural land and methods to minimize adverse impacts to any  
19 such land resulting from the siting of major renewable energy facili-  
20 ties.

21 (c) The working group, on call of the commissioner of the department  
22 of agriculture and markets, shall meet at least three times each year  
23 and at such other times as may be necessary.

24 § 4. This act shall take effect immediately and shall be deemed to  
25 have been in full force and effect on and after April 3, 2020; provided,  
26 however, that the amendments to section 94-c of the executive law, made  
27 by sections two and three of this act, shall not affect the repeal of  
28 such section and shall be deemed repealed therewith.

29 PART CCC

30 Section 1. Section 54-1521 of the environmental conservation law, as  
31 added by section 5 of part U of chapter 58 of the laws of 2016, is  
32 amended to read as follows:

33 § 54-1521. Clean vehicle projects.

34 1. As used in this section, the following terms shall have the follow-  
35 ing meanings:

36 a. "eligible infrastructure project" shall mean any facility (not  
37 including a building and its structural components) that is publicly  
38 available and used primarily for the public charging and/or fueling of  
39 eligible vehicles [which meet the eligible vehicle definition] as  
40 defined in this section, including but not limited to fast chargers,  
41 that has received required federal, state and local permits and authori-  
42 zations, and complies with applicable zoning ordinances.

43 b. "eligible purchase" shall mean the purchase by a municipality to  
44 own or lease for a period of not less than thirty-six months of an  
45 eligible vehicle placed into service on or after April first, two thou-  
46 sand sixteen at a dealer located within New York.

47 c. "eligible vehicle" means and includes a new motor vehicle that:

- 48 (i) has four wheels;
- 49 (ii) was manufactured for use primarily on public streets, roads and  
50 highways;
- 51 (iii) the powertrain of which has not been modified from the original  
52 manufacturer's specifications;
- 53 (iv) [is rated at not more than eight thousand five hundred pounds  
54 gross vehicle weight;