

Fuel New York Program Resource Guide

Purpose

The FuelNY program (enacted under Agriculture and Markets Law (AML) [§192-H](#)) helps prepare the downstate New York region for future fuel emergencies and severe weather events by ensuring that critical gas stations have backup power capacity. In the event of an emergency, backup power can assist in restoring services for the public and emergency personnel, speeding up recovery efforts.

How is the FuelNY law triggered?

FuelNY protocols are triggered by a declaration of an energy or fuel supply emergency issued by the Governor; one of the county executives of Nassau, Suffolk, Rockland, and Westchester counties; or a mayor of a city with a population in excess of one million inhabitants (New York City). Following a declaration, a notification will likely be issued from the local county emergency management office to the appropriate agencies. Once the FuelNY law is triggered, all stations within the geographic area required to participate in the FuelNY program are required to deploy their emergency generator plan to power their gas station.

What gas stations are required to participate in the FuelNY program?

The FuelNY program applies to gas stations located within Suffolk, Nassau, Bronx, Kings, New York, Queens, Richmond, Westchester and Rockland counties that are: (1) located within ½ mile of a controlled access highway or evacuation route or off exits; or (2) members of chains and located within these counties, regardless of the proximity to evacuation routes established by FuelNY. (Putnam County shall only be subject to the requirements of this section provided that funding and program services are available for such purposes under subdivisions 20&21 section 1844 of the public authorities law.

What is required of a gas station within the geographical region of the FuelNY law?

Gas stations subject to the FuelNY program are required to: (1) install an electrical transfer switch; (2) develop an emergency generator deployment plan; and (3) implement their plan within 24 hours of an energy emergency declaration. Gas station chains (defined as those stations owned by someone who owns more than one gas station) must also have a FuelNY compliant transfer switch installed at an additional 30% of their stations located outside of the FuelNY region (AML Article 16 §192-H(2)(iv)). These chain establishments located downstate but farther than ½ mile of an exit road on controlled access highway or evacuation route must implement their emergency plan within 48 hours of an emergency declaration.

When FuelNY protocols are triggered, do I receive a notification?

Counties and local agencies may have established FuelNY communication plans in preparation for a possible energy emergency. The communication plan may outline how the FuelNY emergency information will be disseminated. Notification methods may be received as social media posts, county emergency management webpage updates, or mass texting services through the local alert system.

What role does the New York State Department of Agriculture and Markets play in FuelNY?

New York State Department of Agriculture and Markets (AGM) capabilities within the FuelNY program begin with enforcing the FuelNY compliance at gas stations covered under FuelNY and by ensuring they are within FuelNY law compliance. The Department also publishes a list of gas stations in compliance with FuelNY, available at agriculture.ny.gov/emergency-management.

Are there additional government agencies involved within the FuelNY Program?

The following state agencies have a role within the FuelNY program. Please refer to their agency websites for additional information.

- Office of Homes and Community Renewal (HCR): hcr.ny.gov/fuel-ny-initiative
- New York State Energy Research and Development Authority (NYSERDA): nyserda.ny.gov/All-Programs/New-York-State-Strategic-Fuel-Reserve