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A09492 Summary:

BILL NO A09492

SAME AS SAME AS [S07832](#)

SPONSOR Saladino

COSPNSR Colton, McDonough, Montesano, Lavine, McKevitt

MLTSPNSR

Directs the department of environmental conservation to create a report outlining a plan to hydraulically contain and remediate the Navy Grumman plume emanating of contaminants and chemicals in the underground aquifer and drinking water of the southeastern portion of Nassau county.

A09492 Actions:

BILL NO A09492

05/02/2014 referred to environmental conservation
06/03/2014 reported referred to ways and means
06/18/2014 reported referred to rules
06/19/2014 reported
06/19/2014 rules report cal.559
06/19/2014 ordered to third reading rules cal.559
06/19/2014 passed assembly
06/19/2014 delivered to senate
06/19/2014 REFERRED TO RULES
06/20/2014 SUBSTITUTED FOR S7832
06/20/2014 3RD READING CAL.1685
06/20/2014 PASSED SENATE
06/20/2014 RETURNED TO ASSEMBLY
12/17/2014 delivered to governor
12/29/2014 signed chap.543

A09492 Memo:

BILL NUMBER:A9492

TITLE OF BILL: An act in relation to directing the department of environmental conservation to issue a report outlining a plan to hydraulically contain and remediate the Navy Grumman plume emanating of contaminants and chemicals in the underground aquifer and drinking water of the southeastern portion of Nassau county

PURPOSE OR GENERAL IDEA OF BILL: This legislation is designed to direct the DEC to create a report providing the legislature, the state, and its residence, with a plan to contain clean and remediate contaminants from a portion of Long Island's drinking water. It further outlines how the facilities will be run until remediation of the plume is complete. Such report must provide a timetable to ensure that the containment takes place before the plume reaches uncontaminated drinking water supply wells and the natural resources of the region, and finally devises a strategy to work with the New York State Department of Justice and the United States Department of Justice to compel the United States Navy to pay for this project.

SUMMARY OF SPECIFIC PROVISIONS: Section 1 directs the DEC to create and deliver to the legislature a report of the options of achieving hydraulic containment and remediation of the Navy Grumman plume without the use of well head treatment and identifies the origin of the plume and the responsible party.

Section 2 outlines what scientific and engineering techniques must be delineated, the timetable each phase must be accomplished by, as well as the boundaries and resources which must be protected.

Section 3 estimates the cost, scope, and timetable of such a project, and how the DEC would partner with the New York State Department of Justice and United States Department of Justice in order to enforce the law.

Section 4 mandates that the act shall take effect immediately.

JUSTIFICATION: All scientific and engineering studies conducted in this region prove that a growing and migrating plume of contaminants have been traveling through the aquifer system in this region of Long Island. While the concentrations of these contaminants raise questions as to the level of danger they present, it is clear that the most prudent approach is to remove all contaminants possible. This legislation sets out to create a comprehensive report designed to stop the plume's migration, remove the contaminants, and protect the public drinking water supply wells, and the natural resources including the fresh water wetlands and salt water environment from dangerous chemicals and contaminants.

PRIOR LEGISLATIVE HISTORY: None

FISCAL IMPLICATIONS: None, As DEC staff can compile the data required for the report from data they have already collected on this subject.

EFFECTIVE DATE: This act shall take effect immediately.

9492

IN ASSEMBLY

May 2, 2014

Introduced by M. of A. SALADINO -- read once and referred to the Committee on Environmental Conservation

AN ACT in relation to directing the department of environmental conservation to issue a report outlining a plan to hydraulically contain and remediate the Navy Grumman plume emanating of contaminants and chemicals in the underground aquifer and drinking water of the southeastern portion of Nassau county.

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The New York state department of environmental conservation
2 shall create and deliver to the state legislature a report detailing the
3 options of intercepting and remediating a groundwater plume of contam-
4 inants, including but not limited to PCE and TCE, emanating from the
5 former Naval Weapons Industrial Plant operated by the United States Navy
6 and the Grumman Aircraft Engineering Corporation facilities in Bethpage,
7 town of Oyster Bay, county of Nassau.

8 S 2. This report must focus on the utilization of hydraulic contain-
9 ment and state of the art remediation practices to remove these contam-
10 inants without utilizing well head treatment, which is a measure of last
11 resort only. It must focus on how to accomplish this goal in a timely
12 manner so as to stop the migration of the Navy Grumman plume before it
13 reaches the public water supply wells of the Massapequa water district
14 and the South Farmingdale water district as well as the New York Ameri-
15 can Water Corporation wells. It must be designed to also protect the
16 natural resources, specifically the fresh water bodies, tributaries,
17 wetlands and the salt water natural resources of the Great South Bay
18 from these contaminants.

19 S 3. This report shall estimate the cost, scope, and timetable of such
20 a project and how the department of environmental conservation would,
21 along with enlisting the assistance of the New York State department of
22 Law and the United States Department of Justice, enforce the law and
23 cause the United States Navy to pay for or reimburse the costs associ-
24 ated with this project.

25 S 4. This act shall take effect immediately.

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