

5732

2009-2010 Regular Sessions

I N   S E N A T E

June 1, 2009

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Introduced by Sen. AUBERTINE -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the New York state urban development corporation act, in relation to energy conservation and efficiency projects

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

1     Section 1. Section 3 of section 1 of chapter 174 of the laws of 1968  
2     constituting the New York state urban development corporation act is  
3     amended by adding a new subdivision 30 to read as follows:  
4     (30) "ENERGY CONSERVATION AND EFFICIENCY PROJECTS." A PROJECT OR THAT  
5     PORTION OF A MULTI-PURPOSE PROJECT DESIGNED AND INTENDED FOR THE PURPOSE  
6     OF REDUCING ENERGY CONSUMPTION AND IMPROVING ENERGY EFFICIENCY OF BUILD-  
7     ING ENVELOPES, BUILDING SYSTEMS OR MANUFACTURING OR INDUSTRIAL SYSTEMS  
8     BY RETROFITTING OR MODERNIZING MANUFACTURING, INDUSTRIAL OR COMMERCIAL  
9     FACILITIES. ENERGY CONSERVATION AND EFFICIENCY PROJECTS MAY INCLUDE, BUT  
10    NOT BE LIMITED TO: (A) ENERGY AUDITS PERFORMED BY AN ENERGY AUDITOR  
11    APPROVED BY THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY  
12    AS DEFINED IN SECTION EIGHTEEN HUNDRED FIFTY-ONE OF THE PUBLIC AUTHORI-  
13    TIES LAW; (B) INSULATION OF THE BUILDING STRUCTURE OR SYSTEMS WITHIN THE  
14    BUILDING; (C) WINDOWS OR DOORS, CAULKING OR WEATHER STRIPPING,  
15    MULTI-GLAZED WINDOWS OR DOORS, HEAT ABSORBING OR HEAT REFLECTIVE GLAZED  
16    AND COATED WINDOW OR DOOR SYSTEMS, ADDITIONAL GLAZING, REDUCTIONS IN  
17    GLASS AREA OR OTHER WINDOW AND DOOR SYSTEM MODIFICATIONS THAT REDUCE  
18    ENERGY CONSUMPTION; (D) AUTOMATED OR COMPUTERIZED ENERGY CONTROL  
19    SYSTEMS; (E) HEATING, VENTILATING OR AIR CONDITIONING SYSTEM MODIFICA-  
20    TIONS OR REPLACEMENTS; (F) REPLACEMENT OR MODIFICATION OF LIGHTING  
21    FIXTURES TO INCREASE THE ENERGY EFFICIENCY OF THE LIGHTING SYSTEM WITH-  
22    OUT INCREASING THE OVERALL ILLUMINATION OF A FACILITY, UNLESS AN  
23    INCREASE IN ILLUMINATION IS NECESSARY TO CONFORM TO THE APPLICABLE STATE  
24    OR LOCAL BUILDING CODE OR NATIONALLY ACCEPTED STANDARDS FOR THE LIGHTING

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

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1 SYSTEM AFTER THE PROPOSED MODIFICATIONS ARE MADE; (G) ENERGY RECOVERY  
2 SYSTEMS; (H) SOLAR ENERGY GENERATING OR HEATING AND COOLING SYSTEMS OR  
3 OTHER RENEWABLE ENERGY SYSTEMS; (I) COGENERATION OR COMBINED HEAT AND  
4 POWER SYSTEMS THAT PRODUCE STEAM, CHILLED WATER OR FORMS OF ENERGY SUCH  
5 AS HEAT, AS WELL AS ELECTRICITY, FOR USE PRIMARILY WITHIN A BUILDING OR  
6 COMPLEX OF BUILDINGS; (J) ENERGY CONSERVATION MEASURES THAT PROVIDE  
7 LONG-TERM OPERATING COST REDUCTIONS; AND (K) MAINTENANCE AND OPERATION  
8 OF MECHANICAL SYSTEMS THAT PROVIDE LONG-TERM OPERATING COST REDUCTIONS.  
9 S 2. This act shall take effect immediately.