S T A T E  O F  N E W  Y O R K

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2009-2010 Regular Sessions

I N  S E N A T E

June 1, 2009

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:

Section 1. Section 3 of section 1 of chapter 174 of the laws of 1968 constituting the New York state urban development corporation act is amended by adding a new subdivision 30 to read as follows:

(30) "ENERGY CONSERVATION AND EFFICIENCY PROJECTS." A PROJECT OR THAT PORTION OF A MULTI-PURPOSE PROJECT DESIGNED AND INTENDED FOR THE PURPOSE OF REDUCING ENERGY CONSUMPTION AND IMPROVING ENERGY EFFICIENCY OF BUILDING ENVELOPES, BUILDING SYSTEMS OR MANUFACTURING OR INDUSTRIAL SYSTEMS BY RETROFITTING OR MODERNIZING MANUFACTURING, INDUSTRIAL OR COMMERCIAL FACILITIES. ENERGY CONSERVATION AND EFFICIENCY PROJECTS MAY INCLUDE, BUT NOT BE LIMITED TO: (A) ENERGY AUDITS PERFORMED BY AN ENERGY AUDITOR APPROVED BY THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY AS DEFINED IN SECTION EIGHTEEN HUNDRED FIFTY-ONE OF THE PUBLIC AUTHORITIES LAW; (B) INSULATION OF THE BUILDING STRUCTURE OR SYSTEMS WITHIN THE BUILDING; (C) WINDOWS OR DOORS, CAULKING OR WEATHER STRIPPING, MULTI-GLAZED WINDOWS OR DOORS, HEAT ABSORBING OR HEAT REFLECTIVE GLAZED AND COATED WINDOW OR DOOR SYSTEMS, ADDITIONAL GLAZING, REDUCTIONS IN GLASS AREA OR OTHER WINDOW AND DOOR SYSTEM MODIFICATIONS THAT REDUCE ENERGY CONSUMPTION; (D) AUTOMATED OR COMPUTERIZED ENERGY CONTROL SYSTEMS; (E) HEATING, VENTILATING OR AIR CONDITIONING SYSTEM MODIFICATIONS OR REPLACEMENTS; (F) REPLACEMENT OR MODIFICATION OF LIGHTING FIXTURES TO INCREASE THE ENERGY EFFICIENCY OF THE LIGHTING SYSTEM WITHOUT INCREASING THE OVERALL ILLUMINATION OF A FACILITY, UNLESS AN INCREASE IN ILLUMINATION IS NECESSARY TO CONFORM TO THE APPLICABLE STATE 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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SYSTEM AFTER THE PROPOSED MODIFICATIONS ARE MADE; (G) ENERGY RECOVERY SYSTEMS; (H) SOLAR ENERGY GENERATING OR HEATING AND COOLING SYSTEMS OR OTHER RENEWABLE ENERGY SYSTEMS; (I) COGENERATION OR COMBINED HEAT AND POWER SYSTEMS THAT PRODUCE STEAM, CHILLED WATER OR FORMS OF ENERGY SUCH AS HEAT, AS WELL AS ELECTRICITY, FOR USE PRIMARILY WITHIN A BUILDING OR COMPLEX OF BUILDINGS; (J) ENERGY CONSERVATION MEASURES THAT PROVIDE LONG-TERM OPERATING COST REDUCTIONS; AND (K) MAINTENANCE AND OPERATION OF MECHANICAL SYSTEMS THAT PROVIDE LONG-TERM OPERATING COST REDUCTIONS.

S 2. This act shall take effect immediately.