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

8070

I N S E N A T E

June 4, 2010

Introduced by Sen. SQUADRON -- (at request of the Governor) -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT to amend the energy law, in relation to appliance and equipment energy efficiency standards for portable light fixtures, bottle-type water dispensers, commercial hot food holding cabinets, portable electric spas and residential pool pumps

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

Section 1. Section 16-102 of the energy law is amended by adding seven new subdivisions 4-a, 6-a, 21-a, 21-b, 27-a, 27-b and 29-a to read as follows:

4-A. "BOTTLE-TYPE WATER DISPENSER" MEANS A WATER DISPENSER THAT USES A BOTTLE OR RESERVOIR AS THE SOURCE OF POTABLE WATER.

6-A. "COMMERCIAL HOT FOOD HOLDING CABINET" MEANS A HEATED, FULLY ENCLOSED COMPARTMENT, WITH ONE OR MORE SOLID OR PARTIAL GLASS DOORS, THAT IS DESIGNED TO MAINTAIN THE TEMPERATURE OF HOT FOOD THAT HAS BEEN COOKED IN A SEPARATE APPLIANCE. "COMMERCIAL HOT FOOD HOLDING CABINET" DOES NOT INCLUDE HEATED GLASS MERCHANDISING CABINETS, DRAWER WARMERS OR COOK-AND-HOLD APPLIANCES.

21-A. "LAMP" MEANS AN ELECTRICAL APPLIANCE THAT INCLUDES A GLASS ENVELOPE AND PRODUCES OPTICAL RADIATION FOR THE PURPOSE OF VISUAL ILLUMINATION, DESIGNED TO BE INSTALLED INTO A LIGHT FIXTURE BY MEANS OF AN INTEGRAL LAMP-HOLDER OR SOCKET.

21-B. "LIGHT FIXTURE" MEANS A PRODUCT DESIGNED TO PROVIDE LIGHT THAT INCLUDES AT LEAST ONE LAMP-HOLDER OR SOCKET AND PARTS TO DISTRIBUTE THE LIGHT, TO POSITION OR PROTECT ONE OR MORE LAMPS AND TO CONNECT ONE OR MORE LAMPS TO A POWER SUPPLY.

27-A. "PORTABLE ELECTRIC SPA" MEANS A FACTORY-BUILT ELECTRIC SPA OR HOT TUB, SUPPLIED WITH EQUIPMENT FOR HEATING AND CIRCULATING WATER.

27-B. "PORTABLE LIGHT FIXTURE" MEANS A LIGHT FIXTURE WHICH HAS A FLEXIBLE CORD AND AN ATTACHMENT PLUG FOR CONNECTION TO A NOMINAL ONE HUNDRED TWENTY-VOLT, FIFTEEN- OR TWENTY-AMPERE BRANCH CIRCUIT; WHICH CAN BE RELOCATED BY THE USER WITHOUT ANY REWIRING; AND WHICH IS TYPICALLY

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

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CONTROLLED WITH A SWITCH LOCATED ON THE LIGHT FIXTURE ITSELF OR ON THE POWER CORD. "PORTABLE LIGHT FIXTURE" DOES NOT INCLUDE DIRECT PLUG-IN NIGHTLIGHTS; SUN AND HEAT LAMPS; AQUARIUM LAMPS; MEDICAL AND DENTAL LIGHTS; PORTABLE ELECTRIC HAND LAMPS; SIGNS AND COMMERCIAL ADVERTISING DISPLAYS; PHOTOGRAPHIC LAMPS; GERMICIDAL LAMPS; METAL HALIDE LAMP FIXTURES; TORCHIERE LIGHTING FIXTURES; PORTABLE LAMP FIXTURES FOR MARINE USE OR FOR USE IN HAZARDOUS LOCATIONS AS DEFINED IN THE NATIONAL ELECTRICAL CODE, ANSI/NFPA 70; OR DECORATIVE LIGHTING OUTFITS OR ELECTRIC CANDLES AND CANDELABRAS WITHOUT LAMPSHADES THAT ARE COVERED BY THE STANDARD FOR SAFETY OF SEASONAL AND HOLIDAY DECORATIVE PRODUCTS, UL 588.

29-A. "RESIDENTIAL POOL PUMP" MEANS A PRODUCT WHICH IS DESIGNED OR USED TO CIRCULATE AND FILTER RESIDENTIAL SWIMMING POOL WATER IN ORDER TO MAINTAIN CLARITY AND SANITATION AND WHICH CONSISTS IN PART OF A MOTOR AND AN IMPELLER.

S 2. Subdivision 1 of section 16-104 of the energy law, as added by chapter 431 of the laws of 2005, is amended to read as follows:

1. The provisions of this article apply to the testing, certification and enforcement of efficiency standards for the following new products which are sold, offered for sale or installed in New York state: (a) automatic commercial ice cube machines; (b) ceiling fan light kits; (c) commercial pre-rinse spray valves; (d) commercial refrigerators, freezers and refrigerator-freezers; (e) consumer audio and video products; (f) illuminated exit signs; (g) incandescent reflector lamps; (h) very large commercial packaged air-conditioning and heating equipment; (i) metal halide lamp fixtures; (j) pedestrian traffic signal modules; (k) power supplies; (l) torchiere lighting fixtures; (m) unit heaters [and] (n) vehicular traffic signal modules; (O) PORTABLE LIGHT FIXTURES; (P) BOTTLE-TYPE WATER DISPENSERS; (Q) COMMERCIAL HOT FOOD HOLDING CABINETS; (R) PORTABLE ELECTRIC SPAS; AND (S) RESIDENTIAL POOL PUMPS.

S 3. Subdivision 2 of section 16-106 of the energy law is amended by adding a new paragraph (c) to read as follows:

(C) ON OR BEFORE DECEMBER THIRTY-FIRST, TWO THOUSAND TEN, THE SECRETARY, IN CONSULTATION WITH THE PRESIDENT, SHALL ADOPT REGULATIONS IN ACCORDANCE WITH THE PROVISIONS OF THIS ARTICLE ESTABLISHING: (I) ENERGY EFFICIENCY PERFORMANCE STANDARDS FOR NEW PRODUCTS OF THE TYPES SET FORTH IN PARAGRAPHS (O) THROUGH (S) OF SUBDIVISION ONE OF SECTION 16-104 OF THIS ARTICLE; (II) PROCEDURES FOR TESTING THE ENERGY EFFICIENCY OF THE PRODUCTS COVERED BY PARAGRAPHS (O) THROUGH (S) OF SUBDIVISION ONE OF SECTION 16-104 OF THIS ARTICLE; (III) PROCEDURES FOR MANUFACTURERS TO CERTIFY THAT PRODUCTS COVERED BY PARAGRAPHS (O) THROUGH (S) OF SUBDIVISION ONE OF SECTION 16-104 OF THIS ARTICLE MEET THE ENERGY EFFICIENCY STANDARDS PROMULGATED UNDER THIS ARTICLE; AND (IV) SUCH FURTHER MATTERS AS ARE NECESSARY TO INSURE THE PROPER IMPLEMENTATION AND ENFORCEMENT OF THE PROVISIONS OF THIS ARTICLE WITH RESPECT TO THE PRODUCTS COVERED BY PARAGRAPHS (O) THROUGH (S) OF SUBDIVISION ONE OF SECTION 16-104 OF THIS ARTICLE.

S 4. This act shall take effect immediately.