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I N   S E N A T E

(PREFILED)

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Introduced by Sen. MAZIARZ -- 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 consumer audio and video products energy efficiency standards

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

1     Section 1. Paragraph (a) of subdivision 2 of section 16-106 of the  
2     energy law, as added by chapter 431 of the laws of 2005, is amended to  
3     read as follows:  
4     (a) On or before [June thirtieth, two thousand six] JANUARY  
5     THIRTY-FIRST, TWO THOUSAND FIFTEEN, the secretary, in consultation with  
6     the president, shall adopt regulations in accordance with the provisions  
7     of this article establishing: (i) energy efficiency performance stand-  
8     ards for new products of the types set forth in paragraphs (a) through  
9     (n) of subdivision one of section 16-104 of this article, with the  
10    exception of such [paragraph] PARAGRAPHS (E) (CONSUMER AUDIO AND VIDEO  
11    PRODUCTS) AND (g) (incandescent reflector lamps); (ii) procedures for  
12    testing the energy efficiency of the products covered by paragraphs (a)  
13    through (n) of subdivision one of section 16-104 of this article; (iii)  
14    procedures for manufacturers to certify that products covered under this  
15    article meet the energy efficiency standards to be promulgated under  
16    this article; and (iv) such further matters as are necessary to insure  
17    the proper implementation and enforcement of the provisions of this  
18    article. WITH RESPECT TO CONSUMER AUDIO AND VIDEO PRODUCTS, THE SECRE-  
19    TARY, IN CONSULTATION WITH THE PRESIDENT, SHALL CONDUCT A STUDY TO  
20    DETERMINE WHETHER AN ENERGY PERFORMANCE STANDARD FOR SUCH PRODUCTS  
21    SHOULD BE ESTABLISHED, TAKING INTO ACCOUNT FACTORS INCLUDING BUT NOT  
22    LIMITED TO, THE POTENTIAL IMPACT ON ELECTRICITY USAGE, PRODUCT AVAIL-  
23    ABILITY, MANUFACTURING COST, INNOVATION, PRODUCT CONVERGENCE, PRODUCT  
24    FEATURES AND FUNCTION, AND CONSUMER AND ENVIRONMENTAL BENEFITS. BASED ON  
25    THE RECOMMENDATIONS OF SUCH STUDY, THE SECRETARY, IN CONSULTATION WITH  
26    THE PRESIDENT, MAY ADOPT REGULATIONS IN ACCORDANCE WITH THE PROVISIONS

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

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1 OF THIS ARTICLE ESTABLISHING ENERGY PERFORMANCE STANDARDS FOR SUCH  
2 PRODUCTS ON OR BEFORE JANUARY THIRTY-FIRST, TWO THOUSAND FIFTEEN. With  
3 respect to incandescent reflector lamps, included in paragraph (g) of  
4 subdivision one of section 16-104 of this article, the secretary, in  
5 consultation with the president, shall conduct a study to determine  
6 whether an energy efficiency performance standard for such product  
7 should be established, taking into account factors including the poten-  
8 tial impact on electricity usage, product availability and consumer and  
9 environmental benefits. If it is determined based on this study that  
10 such a standard would reduce energy use and would not be preempted by  
11 the federal law, the secretary, in consultation with the president,  
12 shall adopt regulations in accordance with the provisions of this arti-  
13 cle establishing energy performance standards for such product on or  
14 before January first, two thousand eight.

15 S 2. This act shall take effect immediately; provided, however, that  
16 no energy efficiency performance standard shall become effective for a  
17 product less than one hundred eighty days after such energy efficiency  
18 performance standard shall become final.