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I N S E N A T E

(PREFILED)

January 8, 2014

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.