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

6205

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:

Section 1. Paragraph (a) of subdivision 2 of section 16-106 of the energy law, as added by chapter 431 of the laws of 2005, is amended to read as follows:

(a) On or before [June thirtieth, two thousand six] JANUARY THIRTY-FIRST, TWO THOUSAND FIFTEEN, 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 (a) through (n) of subdivision one of section 16-104 of this article, with the exception of such [paragraph] PARAGRAPHS (E) (CONSUMER AUDIO AND VIDEO PRODUCTS) AND (g) (incandescent reflector lamps); (ii) procedures for testing the energy efficiency of the products covered by paragraphs (a) through (n) of subdivision one of section 16-104 of this article; (iii) procedures for manufacturers to certify that products covered under this article meet the energy efficiency standards to be 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 CONSUMER AUDIO AND VIDEO PRODUCTS, THE SECRETARY, IN CONSULTATION WITH THE PRESIDENT, SHALL CONDUCT A STUDY TO DETERMINE WHETHER AN ENERGY PERFORMANCE STANDARD FOR SUCH PRODUCTS SHOULD BE ESTABLISHED, TAKING INTO ACCOUNT FACTORS INCLUDING BUT NOT LIMITED TO, THE POTENTIAL IMPACT ON ELECTRICITY USAGE, PRODUCT AVAILABILITY, MANUFACTURING COST, INNOVATION, PRODUCT CONVERGENCE, PRODUCT FEATURES AND FUNCTION, AND CONSUMER AND ENVIRONMENTAL BENEFITS. BASED ON THE RECOMMENDATIONS OF SUCH STUDY, THE SECRETARY, IN CONSULTATION WITH 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.

LBD13387-01-3

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

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