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2015-2016 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 7, 2015

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Introduced by M. of A. HEVESI -- read once and referred to the Committee  
on Energy

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 ASSEM-  
BLY, 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 SEVENTEEN, the secretary, in consultation  
6 with the president, shall adopt regulations in accordance with the  
7 provisions of this article establishing: (i) energy efficiency perform-  
8 ance standards for new products of the types set forth in paragraphs (a)  
9 through (n) of subdivision one of section 16-104 of this article, with  
10 the exception of such [paragraph] PARAGRAPHS (E) (CONSUMER AUDIO AND  
11 VIDEO PRODUCTS) AND (g) (incandescent reflector lamps); (ii) procedures  
12 for testing the energy efficiency of the products covered by paragraphs  
13 (a) through (n) of subdivision one of section 16-104 of this article;  
14 (iii) procedures for manufacturers to certify that products covered  
15 under this article meet the energy efficiency standards to be promulgat-  
16 ed under this article; and (iv) such further matters as are necessary to  
17 insure the proper implementation and enforcement of the provisions of  
18 this article. WITH RESPECT TO CONSUMER AUDIO AND VIDEO PRODUCTS, THE  
19 SECRETARY, 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

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

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

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