STATE OF NEW YORK

8922

IN ASSEMBLY

January 8, 2018

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

AN ACT to amend the public authorities law and a chapter of the laws of 2017, amending the public authorities law relating to establishing the affordable residential green building program, as proposed in legislative bills numbers S. 3746-A and A. 4969-A, in relation to additional aspects of such program and requiring the state authority to furnish a report determining the benefits of providing new financial incentives for the construction of affordable residential green buildings

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 1872-a of the public authorities law, as added by a chapter of the laws of 2017, amending the public authorities law relating to establishing the affordable residential green building program, as proposed in legislative bills numbers S. 3746-A and A. 4969-A, is amended to read as follows:

§ 1872-a. Affordable residential green building program. Notwithstanding any law, rule or regulation to the contrary, the authority shall establish and administer a program pursuant to standards and criteria established by the authority which would provide [~~incentives to~~] *information and resources including technical assistance, access to industry standards, and financing available through the authority or other public or private sector sources, to developers, builders, design professionals, and potential* owners for the construction of new residential buildings which are affordable. [~~For purposes of this section, "affordable" means where the homebuyer has a household income which does not exceed the income limits defined by the state of New York mortgage agency low interest rate mortgage program in the non-target, one-and two-person household category for the county where such property is located.~~] Such [~~incentives~~] *resources* shall be available based upon the use of design and building techniques established [~~or promulgated~~] by the authority which promote *integrated design practices for new construction* smart growth and smart planning, [~~reduce~~] *the reduction of* greenhouse gas emissions, achieve energy efficiency and reduce energy

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

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consumption, [~~facilitate~~] encourage the incorporation of environmentally responsible products, promote the efficient use of all heating fuels and natural resources, reduce waste and [~~create~~] promote a healthy indoor living environment while maintaining affordability for household incomes as provided in this section. The authority shall [~~promulgate rules and regulations~~] create and maintain guidelines to establish affordable green residential building standards and criteria, [~~in addition to administrative regulations~~] and to connect potential owners, builders, developers, and design professionals associated with the construction of residential buildings with resources for financing, best practices for construction, and other information to achieve these standards and criteria for implementation of such program. The authority shall prepare an annual report on such program which shall be posted on the authority's website.

§ 2. A chapter of the laws of 2017, amending the public authorities law relating to establishing the affordable residential green building program, as proposed in legislative bills numbers S. 3746-A and A. 4969-A, is amended by adding a new section 1-a to read as follows:

§ 1-a. No later than December 31, 2018, the authority shall issue a report to the governor, the temporary president of the senate, and the speaker of the assembly, determining the benefits of providing new financial incentives for the construction of affordable residential green buildings. The report shall include an analysis of the beneficial impacts of such incentives in promoting and achieving smart growth, smart planning, reduced greenhouse gas emissions, energy efficiency, reduced energy consumption, incorporation of environmentally responsible products, efficient use of all heating fuels and natural resources, reduced waste, and healthy indoor living environments while maintaining affordability for potential owners.

§ 3. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2017, amending the public authorities law relating to establishing the affordable residential green building program, as proposed in legislative bills numbers S. 3746-A and A. 4969-A, takes effect.