STATE OF NEW YORK

23--A

Cal. No. 451

2021-2022 Regular Sessions

IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sens. KAPLAN, HOYLMAN, MAY -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the state finance law and the labor law, in relation to requiring the construction of certain parking facilities to be capable of supporting electric vehicle charging stations

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

Section 1. The state finance law is amended by adding a new section 19-a to read as follows:

§ 19-a. Parking facilities; support for electric vehicle charging stations. 1. For purposes of this section the term "parking garage, open parking lot and/or other parking facility" shall mean a parking facility of more than fifty parking spaces.

2. Any construction project undertaken in this state that receives state capital funding and the scope of such project includes a parking garage shall be capable of supporting electric vehicle charging stations for a minimum of twenty percent of available parking spaces through an electrical raceway to the electric supply panel serving the garage that shall be capable of providing a minimum of forty amps and two hundred eight volts of electrical capacity to each charging station connected to it with the raceway. Such raceway and all components and work appurtenant thereto shall be in accordance with state, city and municipal electrical codes.

3. Any construction project undertaken in this state that receives state capital funding and the scope of such project includes an open parking lot and other parking facility shall be capable of supporting electric vehicle charging stations through an electrical raceway, no

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

LBD01758-04-1

smaller than one inch, capable of providing a minimum supply of forty amps and two hundred eight volts to each electric vehicle supply equipment (EVSE) from an electric supply panel. Such raceway and all components and work appurtenant thereto shall be in accordance with state, city and municipal electrical codes.

4. Nothing in this section shall require the installation of electric vehicle charging stations in any parking garage, open parking lot or other parking facility.

5. Any construction or development project undertaken pursuant to subdivisions two and three of this section shall comply with the provisions of article eight of the labor law, including the payment of a wage of not less than the prevailing wage in the locality where such parking facility is located.

§ 2. Section 224-a of the labor law is amended by adding a new subdivision 4-a to read as follows:

4-a. For purposes of this section, any construction or development project undertaken pursuant to section 19-a of the state finance law shall be considered a "covered project" and shall be subject to the prevailing wage requirements in accordance with this article.

§ 3. This act shall take effect immediately; provided, however, that section two of this act shall take effect on the same date and in the same manner as section 1 of part FFF of chapter 58 of the laws of 2020, takes effect.