

STATE OF NEW YORK

3166--A

2021-2022 Regular Sessions

IN SENATE

January 28, 2021

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public authorities law and the energy law, in relation to creating a revolving loan fund through the New York state energy research and development authority for the purpose of building renewable and energy storage systems scaled to function as microgrids to power housing owned by the New York city housing authority

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

1 Section 1. This act shall be known and may be cited as the "NYCHA
2 microgrids development and revolving loan act".

3 § 2. The public authorities law is amended by adding a new section
4 1879-a to read as follows:

5 § 1879-a. NYCHA microgrid loan program. 1. The authority is hereby
6 authorized and directed to establish a revolving loan fund in order to
7 provide zero-percent interest loans to the New York city housing author-
8 ity to finance energy services from renewable solar energy systems,
9 battery or other zero emission technology storage systems and/or any
10 other renewable generation systems as defined in section sixty-six-p of
11 the public service law for the purpose of implementing any state clean
12 energy standard, all of which are scaled to function as microgrids for
13 housing owned by the New York city housing authority. The authority, in
14 cooperation with the New York power authority, shall issue a competitive
15 request for proposals from project developers that are not subject to
16 cost of service ratemaking for the construction and installation of the
17 renewable solar energy systems, battery or other technology storage
18 systems and/or any other renewable generation systems scaled to function
19 as microgrids for New York city housing authority housing. Such micro-

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

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1 grid systems funded through this section shall be constructed with
2 consideration given to increasing the demand for electricity caused by
3 the adoption of "beneficial electrification" policies proposed pursuant
4 to the climate leadership and community protection act. Such loans shall
5 be funded from moneys made available pursuant to appropriations by the
6 authority and other sources including funds from the regional greenhouse
7 gas initiative.

8 2. Notwithstanding any policies, practices, or orders by the public
9 service commission to the contrary, if excess energy is generated
10 through the systems, this excess energy generated may be sold back to
11 the grid.

12 § 3. Section 6-104 of the energy law is amended by adding a new subdi-
13 vision 6 to read as follows:

14 6. The state energy plan shall include provisions for allowing a
15 surcharge of up to two percent on energy bills, for the New York city
16 housing authority to provide funds or repay loans to the New York state
17 energy research and development authority for the installation of micro-
18 grids as renewable solar energy systems, battery or other zero emission
19 technology storage systems and/or any other renewable generation systems
20 as defined in section sixty-six-p of the public service law for housing
21 owned by the New York city housing authority pursuant to section eigh-
22 teen hundred seventy-nine-a of the public authorities law.

23 § 4. Notwithstanding any provision of law to the contrary, as deemed
24 feasible and advisable by its trustees, the New York power authority is
25 authorized and directed to utilize a portion of its net income to
26 support the restoration of electricity, heat and hot water services to
27 tenants of the New York city housing authority and to provide energy
28 services, including but not limited to electricity, heating, venti-
29 lation, cooling, steam or hot water, to such tenants pursuant to energy
30 performance contracts, as defined by subdivision four of section 9-102
31 of the energy law, through a competitive procurement process.

32 § 5. This act shall take effect immediately.