

STATE OF NEW YORK

8155

IN SENATE

January 26, 2022

Introduced by Sen. HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT to amend the public authorities law, in relation to establishing the zero emission vehicles rebate program; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. The public authorities law is amended by adding a new
2 section 1884 to read as follows:

3 § 1884. Previously owned zero emission vehicles rebate program. 1.
4 There is hereby created within the authority a zero emission vehicles
5 rebate program. The purpose of the program is to reduce greenhouse gas
6 emissions, improve air quality, and reduce noise pollution by promoting
7 the adoption of quieter, zero emission vehicles.

8 2. As used in this section:

9 (a) "Institutional or commercial applicant" shall mean a commercial
10 business, or a state agency, state authority, local authority, town,
11 county, village, school district, private school, university, not-for-
12 profit corporation, or other nonprofit organization.

13 (b) "Individual applicant" shall mean a person, who is not an institu-
14 tional or commercial applicant, and who intends to use an eligible zero
15 emission vehicle for private home use and not for any commercial
16 purposes.

17 (c) "Zero emission vehicle" shall have the same meaning as under part
18 two hundred eighteen of title six of the New York codes, rules and regu-
19 lations.

20 (d) "Eligible zero emission vehicle" shall mean a zero emission vehi-
21 cle that has been used or previously owned, and is purchased or leased
22 from a storefront or online retailer.

23 (e) "Local authority" shall have the same meaning as in subdivision
24 two of section two of this chapter.

25 (f) "State agency" shall mean all state departments, boards, commis-
26 sions, offices or institutions.

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

LBD14057-04-1

1 (g) "State authority" shall have the same meaning as in subdivision
2 one of section two of this chapter.

3 3. The authority shall award rebates to institutional or commercial
4 applicants and individual applicants at the point of sale for eligible
5 zero emission vehicles in amounts up to two thousand dollars, as deter-
6 mined by the authority.

7 4. The authority shall determine the rebate eligibility of each appli-
8 cant in accordance with the requirements of this section and rules
9 promulgated by the authority. The total amount of rebates allocated to
10 certified applicants in each fiscal year shall not exceed the amount of
11 funds available for the program in such fiscal year. Rebates shall be
12 allocated to applicants on a first-come, first-served basis, determined
13 by the date the application is received, until all appropriated funds
14 for the fiscal year are expended or the program ends, whichever comes
15 first.

16 5. The authority shall promulgate rules and regulations to implement
17 and administer the provisions of this section no later than one year
18 after the effective date of this section, including rules and regu-
19 lations relating to the forms required to claim a rebate under this
20 section, the required documentation and basis for establishing eligibil-
21 ity for a rebate, procedures and guidelines for claiming a rebate, the
22 collection of economic impact data from applicants, and any other
23 requirements the authority deems necessary. The authority shall conduct
24 education and outreach, with informational materials made available in
25 at least English and the three most common non-English languages spoken
26 by individuals with limited-English proficiency in the state of New
27 York, based on United States census data, as necessary to inform poten-
28 tial applicants and manufacturers and retailers of eligible zero emis-
29 sion vehicles about the zero emission vehicles rebate program.

30 6. The authority shall determine and publish on its website on an
31 ongoing basis the amount of available funding for rebates remaining in
32 each fiscal year.

33 7. No later than two years after the effective date of this section,
34 and annually thereafter on the first of January, the authority shall
35 issue a report to the temporary president of the senate, the speaker of
36 the assembly, the chair of the senate committee on energy and telecommu-
37 nications and the chair of the assembly committee on energy detailing
38 the status of the zero emission vehicles rebate program. Such report
39 shall include:

40 (a) the amount of funding dedicated by the authority for the program
41 in the preceding year;

42 (b) the amount of eligible purchases for which a rebate was awarded;

43 (c) the amount and geographic distribution of rebates; and

44 (d) any other information the authority deems necessary.

45 § 2. This act shall take effect immediately and shall expire and be
46 deemed repealed January 1, 2027.