STATE OF NEW YORK

8100

2023-2024 Regular Sessions

IN ASSEMBLY

September 29, 2023

Introduced by M. of A. KIM -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to requiring piping supplies expenses to be included as an acceptable expense for purposes of any energy efficiency program overseen by the New York State Energy Research and Development Authority

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

Section 1. The public authorities law is amended by adding a new section 1872-b to read as follows:

§ 1872-b. Piping to be included as a permissible expense. 1. As part of the weatherization and assistance program, clean energy program, or any other program of a similar nature and intent however identified, where the purpose is to provide a financial benefit, tax credit or other incentive to an owner of real property to construct, reconstruct, upgrade, retrofit, alter, provide additional equipment or fixtures, or in any other manner improve energy efficiency to a building or structure, as part of the includable expenses, any cost or expense, including but not limited to labor, supplies, estimating, planning and actually and physically providing the finished product incurred in connection with the system of pipes used to convey fluids (liquids and gasses) from one location to another or the interconnection of pipes, plumbing requirements incurred in the project shall be included in calculating the dollar benefit to be provided in the same manner as any other expense so incurred. Where a benefit is calculated as a partial benefit, or a percentage benefit, the percentage for piping and plumbing shall be at the same benefit amount, or percentage as the highest benefit or percentage allowed for any other portion of the project.

2. The provisions of this section shall control the calculation of financial benefit, the tax credit, or other incentive, notwithstanding the provisions of any other law previously enacted, or any rule or regu-

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

LBD13312-01-3

lation promulgated by the authority or any participant working in collaboration with the authority in overseeing, conducting or offering an energy efficiency benefit.

§ 2. This act shall take effect immediately.