

# STATE OF NEW YORK

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2699

2023-2024 Regular Sessions

## IN SENATE

January 24, 2023

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Introduced by Sens. HARCKHAM, MAY -- read twice and ordered printed, and  
when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to extending the time  
period for guaranteed recovery of energy performance contract costs  
from energy savings incurred by school districts

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

1 Section 1. Subclause C of clause (i) of subparagraph 5 of paragraph i  
2 of subdivision 6 of section 3602 of the education law, as amended by  
3 section 1 of part F of chapter 383 of the laws of 2001, is amended to  
4 read as follows:

5 C. The energy performance contractor shall guarantee recovery of  
6 contract costs from energy savings realized by the school district  
7 during the term of the energy performance contract, which shall not  
8 exceed [~~eighteen~~ twenty-five] years.

9 § 2. This act shall take effect immediately.

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

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