

# STATE OF NEW YORK

8543

2025-2026 Regular Sessions

## IN ASSEMBLY

May 20, 2025

Introduced by M. of A. STIRPE -- read once and referred to the Committee on Energy

AN ACT to amend the energy law, in relation to allowing new buildings where new parking is provided to have an optional, charger-agnostic, power-based allocation method alternative to certain electric vehicle charging infrastructure requirements

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

1 Section 1. Subparagraphs (i) and (ii) of paragraph (a) of subdivision  
2 9 of section 11-104 of the energy law, as added by chapter 111 of the  
3 laws of 2025, are amended and two new subparagraphs (iii) and (iv) are  
4 added to read as follows:

5 (i) "electric vehicle ready infrastructure" shall mean all electrical  
6 components, terminating in a receptacle or outlet, as necessary to  
7 enable electric vehicle charging and support electric vehicle charging  
8 stations; ~~and~~

9 (ii) "electric vehicle charging station" shall mean all the equipment  
10 necessary to deliver electricity from a source outside an electric vehi-  
11 cle into one or more electric vehicles, as defined by the code coun-  
12 cil~~[-]~~;

13 (iii) "power-based allocation method" shall mean a compliance approach  
14 that allows electric vehicle charging infrastructure requirements to be  
15 met based on the total kilowatt power capacity available for charging  
16 electric vehicles, without mandating a specific number or type of charg-  
17 ing stations; and

18 (iv) "charger-agnostic" shall mean a standard or method that does not  
19 require the use of a specific type or brand of electric vehicle charger  
20 and allows for the use of Level 1, Level 2, or DC fast chargers, depend-  
21 ing on power availability and site conditions.

22 § 2. Subdivision 9 of section 11-104 of the energy law is amended by  
23 adding a new paragraph (e) to read as follows:

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

LBD11280-02-5

1 (e) Within twelve months of the effective date of this paragraph, the  
2 department of state division of building standards and codes shall  
3 promulgate rules and regulations establishing an optional, charger-ag-  
4 nostic, power-based allocation method alternative to meet the require-  
5 ments of this subdivision. Such rules shall include, but not be limited  
6 to:

7 (i) guidelines for calculating aggregate power capacity for electric  
8 vehicle charging stations in parking lots;

9 (ii) standards ensuring equitable access to charging options for vari-  
10 ous types of electric vehicles;

11 (iii) flexibility for property owners to select appropriate charging  
12 types based on power levels; and

13 (iv) provisions to ensure compliance with all applicable safety and  
14 accessibility requirements.

15 § 3. This act shall take effect immediately.