



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
PRESTON NIBLACK, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INT. NO. 266-A

COMMITTEE: Housing and Buildings

TITLE: To amend the administrative code of the city of New York, in relation to energy efficiency in commercial buildings

SPONSORS: **Garodnick, Barron, Brewer, Gonzalez, James, Lander, Palma, Vann, Williams, Mark-Viverito, Lappin Van Bramer, Recchia, Chin, Weprin, Gennaro and Fidler**

SUMMARY OF LEGISLATION: Proposed Int. No. 266-A would amend the City's Energy Conservation Code to require commercial buildings to meet the requirements of ASHRAE/IESNA Standard 90.1, *Energy Standard for Buildings Except for Low-Rise Residential Buildings* or the City's Energy Conservation Code. Additionally, the bill would require certain commercial spaces to install sensors and controls including an occupant sensor which would turn lighting on manually but turn off such lighting automatically within 30 minutes of all occupants leaving a space. Such sensors and controls must be installed in classrooms (not shop, laboratory or preschool classrooms); conference/meeting rooms; employee lunch and break rooms; and offices smaller than 200 square feet. The bill would prohibit "override" switches on occupancy sensors (such switches would enable the light to turn on automatically when occupancy is detected). Such sensors would, however, be permitted to have up to 30 seconds to turn lighting on automatically if occupancy is re-detected after the lighting has been automatically shut-off. The legislation would apply to new construction and major renovations in commercial buildings and commercial spaces (even if located in residential buildings, other than low-rise residential buildings).

Proposed Int. No. 266-A would also make some technical changes regarding what rules and standards should be referred to when future modifications are made to certain standards referenced in City law.

EFFECTIVE DATE: This local law would take effect on December 28, 2010, except that the Commissioner of the Department of Buildings could take such actions as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2011

FISCAL IMPACT STATEMENT:

| | Effective FY11 | FY Succeeding Effective FY12 | Full Fiscal Impact FY11 |
|-------------------------|---------------------------|---|------------------------------------|
| Revenues (+) | \$0 | \$0 | \$0 |
| Expenditures (-) | \$0 | \$0 | \$0 |
| Net | \$0 | \$0 | \$0 |

IMPACT ON REVENUES: There will be no impact on revenues by the enactment of this legislation.

IMPACT ON EXPENDITURES: There will be no impact on expenditures by the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Jonathan Rosenberg, Deputy Director
Ralph P. Hernandez, Legislative Financial Analyst
New York City Council Finance Division

DATE SUBMITTED TO COUNCIL: Introduced by City Council and referred to Housing and Buildings Committee as Int. No. 266 on June 9, 2010. Laid over and hearing held by Committee on June 22, 2010 as Int. No. 266. To be voted by Committee on September 28, 2010 as Proposed Int. No. 266-A.