



Legislation Details (With Text)

**File #:** Int 1982-2020 **Version:** A **Name:** Marginal emissions.  
**Type:** Introduction **Status:** Enacted  
**In control:** Committee on Environmental Protection  
**On agenda:** 6/25/2020  
**Enactment date:** 9/27/2020 **Enactment #:** 2020/095  
**Title:** A Local Law to amend the administrative code of the city of New York, in relation to marginal emissions  
**Sponsors:** Costa G. Constantinides, Diana Ayala, Justin L. Brannan  
**Indexes:**

**Attachments:** 1. Summary of Int. No. 1982-A, 2. Summary of Int. No. 1982, 3. Int. No. 1982, 4. June 25, 2020 - Stated Meeting Agenda with Links to Files, 5. Hearing Transcript - Stated Meeting 6-25-20, 6. Minutes of the Stated Meeting - June 25, 2020, 7. Committee Report 8/14/20, 8. Hearing Testimony 8/14/20, 9. Hearing Transcript 8/14/20, 10. Proposed Int. No. 1982-A - 8/26/20, 11. Committee Report 8/27/20, 12. Hearing Transcript 8/27/20, 13. August 27, 2020 - Stated Meeting Agenda with Links to Files, 14. Hearing Transcript - Stated Meeting 8-27-20, 15. Minutes of the Stated Meeting - August 27, 2020, 16. Int. No. 1982-A (FINAL), 17. Fiscal Impact Statement, 18. Legislative Documents - Letter to the Mayor, 19. Local Law 95

Date	Ver.	Action By	Action	Result
6/25/2020	*	City Council	Introduced by Council	
6/25/2020	*	City Council	Referred to Comm by Council	
8/14/2020	*	Committee on Environmental Protection	Hearing Held by Committee	
8/14/2020	*	Committee on Environmental Protection	Laid Over by Committee	
8/27/2020	*	Committee on Environmental Protection	Hearing Held by Committee	
8/27/2020	*	Committee on Environmental Protection	Amendment Proposed by Comm	
8/27/2020	*	Committee on Environmental Protection	Amended by Committee	
8/27/2020	A	Committee on Environmental Protection	Approved by Committee	Pass
8/27/2020	A	City Council	Approved by Council	Pass
8/27/2020	A	City Council	Sent to Mayor by Council	
9/27/2020	A	Administration	City Charter Rule Adopted	
9/28/2020	A	City Council	Returned Unsigned by Mayor	

Int. No. 1982-A

By Council Members Constantinides, Ayala and Brannan

A Local Law to amend the administrative code of the city of New York, in relation to marginal emissions

Be it enacted by the Council as follows:

Section 1. Item 6 of section 28-320.3.1.1 of the administrative code of the city of New York, as amended by local law number 147 for the year 2019, is amended to read as follows:

6. The amount of greenhouse gas emissions attributable to natural gas powered fuel cells shall be credited compared to [a] the electricity grid marginal emissions factor that will be determined by the commissioner and promulgated into rules of the department.

**Exception:** Natural gas powered fuel cells that commence operation prior to the later of January 1, 2023 or the promulgation of such rules, shall be credited compared to the electricity grid marginal emissions factor published in the most recent New York state energy research and development authority renewable energy standard program impact evaluation and clean energy standard triennial review, or a successor to such report issued by the New York state energy research and development authority.

§ 2. Section 28-320.3.2.1 of the administrative code of the city of New York, as amended by local law number 147 for the year 2019, is amended to read as follows:

§ 28-320.3.2.1 Greenhouse gas coefficients of energy consumption for calendar years 2030 through 2034. For the purposes of calculating the annual building emissions of a covered building in accordance with this section, the amount of greenhouse gas emissions attributed to particular energy sources shall be determined by the commissioner and promulgated into rules of the department by no later than January 1, 2023. The commissioner shall consult with the advisory board required by this article to develop such greenhouse gas coefficients for utility electricity consumption. When developing such [coefficient] coefficients, the commissioner shall consider factors, including but not limited to the best available New York state energy research and development authority and State Energy Plan marginal forecasts for Zone J for the end of the compliance period and beneficial electrification.

§ 3. This local law takes effect immediately.

NKA  
8/19/20  
8:55pm  
LS 15593