

New York State/City Laws and Regulation Regarding Heating Oil

NYC DEP Rule (May 2011):

- **No. 6 oil burning buildings:** Need to switch to at least low sulfur No. 4 oil upon boiler permit renewal (between July 2012 and July 2015 whenever the boiler permit of the building expires). To check when a building's DEP boiler permit expires go to the NYC DOB webpage, enter the building address, scroll down to "DEP Boiler Permit" click on it and check the date.
- **No. 4 and No. 6 oil burning buildings:** Need to switch to No. 2 heating oil or natural gas whenever the boiler or burner is replaced between the effective date of the rule and January 1, 2030.
- **Sunset date 2030:** By January 1, 2030, all buildings still burning No. 4 oil will need to have converted to a cleaner fuel unless the DEP grants an extension via a Compliance Agreement.

NYC Local Law 43-2010 (August 2010):

- As of October 1, 2012, all heating oils (Nos. 2, 4 and 6 oils) must contain 2% biofuel.
- As of October 1, 2012, No. 4 oil's sulfur levels must be cut in half compared to today's No. 4 oil (from 3,000 ppm to 1,500ppm). Compared to today's No. 4 oil, about 50% more No. 2 oil needs to be used when mixing the new low sulfur No. 4 oil. This will bring the price of the low sulfur No. 4 oil closer to No. 2 oil. No. 4 oil is a mix of No. 2 and No. 6 oil.

New York State Law (July 2010):

- As of July 1, 2012 No. 2 heating oil can only contain 15ppm sulfur which means it will be the same product as on-road diesel fuel. Currently, the allowed sulfur level is 2,000ppm for No. 2 heating oil in New York State.