S T A T E O F N E W Y O R K

2525

2011-2012 Regular Sessions

I N S E N A T E

January 25, 2011

Introduced by Sen. GIANARIS -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT to amend the public service law, in relation to requiring the public service commission to provide the appropriate local community board in a city with a population of one million or more with notice of and opportunity to comment and make recommendations on any proposed sale or acquisition of real property by a gas corporation or electric corporation furnishing utility service

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 107 of the public service law is amended by adding a new subdivision 3 to read as follows:

3. WITH REGARD TO THE PROPOSED SALE OR ACQUISITION OF REAL PROPERTY BY ANY GAS CORPORATION OR ELECTRIC CORPORATION FURNISHING UTILITY SERVICE IN A CITY HAVING A POPULATION OF ONE MILLION OR MORE, THE COMMISSION SHALL PROVIDE THE LOCAL COMMUNITY BOARD HAVING JURISDICTION OVER SUCH REAL PROPERTY WITH NOTICE OF SUCH PROPOSED TRANSACTION, BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, WITHIN TEN DAYS OF RECEIVING AN APPLICATION FOR APPROVAL OF THE TRANSACTION. WITHIN THIRTY DAYS OF RECEIVING SUCH NOTICE, A LOCAL COMMUNITY BOARD SHALL SUBMIT TO THE COMMISSION WRITTEN COMMENTS AND RECOMMENDATIONS ON SUCH PROPOSED TRANSACTION. THE COMMISSION SHALL ADDRESS AND RESPOND TO ALL COMMENTS AND RECOMMENDATIONS SUBMITTED BY A LOCAL COMMUNITY BOARD PRIOR TO MAKING ITS DETERMINATION OF THE APPLICATION OF THE PUBLIC UTILITY.

S 2. This act shall take effect on the sixtieth day after it shall have become a law.

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

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