STATE OF NEW YORK

8758

2025-2026 Regular Sessions

IN ASSEMBLY

June 2, 2025

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

AN ACT to amend the environmental conservation law and the public service law, in relation to enacting the accelerate solar for affordable power (ASAP) act

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

Section 1. Short title. This act shall be known and may be cited as the "accelerate solar for affordable power (ASAP) act".

§ 2. Legislative findings and intent. The legislature finds that increasing distributed solar energy capacity and lowering interconnection costs are essential for achieving the state's affordability, economic development, and environmental goals. It is the intent of the legislature to amend the climate leadership and community protection act to set a new target for distributed solar energy capacity and direct the public service commission to advance reforms to the utility interconnection process to ensure timely and cost-effective integration of new distributed energy resources, such as solar and energy storage systems, into the electric distribution system.

§ 3. Paragraph e of subdivision 13 of section 75-0103 of the environmental conservation law, as added by chapter 106 of the laws of 2019, is amended to read as follows:

e. Measures to achieve [~~six~~] **twenty** gigawatts of distributed solar energy capacity installed in the state by two thousand [~~twenty-five~~] **thirty-five**, nine gigawatts of offshore wind capacity installed by two thousand thirty-five, a statewide energy efficiency goal of one hundred eighty-five trillion British thermal units energy reduction from the two thousand twenty-five forecast; and three gigawatts of statewide energy storage capacity by two thousand thirty.

§ 4. The public service law is amended by adding a new section 66-x to read as follows:

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

LBD10828-01-5

§ 66-x. Interconnection reforms. 1. (a) Within ninety days of the effective date of this section the commission shall issue an order requiring every electric corporation to file a report with the commission which shall include itemized costs of completed upgrades to the electric distribution system required in order to interconnect new distributed energy resources in the prior calendar categorized by upgrade type and equipment type annually by March thirty-first. Such reports shall be accompanied by sufficient supporting documentation as determined by the commission, and shall be subject to inspection and public comment before adoption by the commission. Adopted reports received pursuant to this paragraph shall be the basis for electric corporations to develop future distribution upgrade cost estimates.

(b) Electric corporations shall track actual costs of all distribution upgrades they perform and disclose such costs to the department and to the distributed energy resource company that paid for the upgrade. The department shall maintain a database on its publicly accessible website of all disclosed cost data and annual reports submitted pursuant to paragraph (a) of this subdivision.

2. Within ninety days of the effective date of this section the commission shall issue an order directing all electric corporations to develop a program allowing distributed energy resource companies to self-perform certain distribution upgrades, provided such work meets safety, reliability, labor and technical standards. Electric companies shall allow self-performance of point-of-interconnection facilities on deenergized lines, including express feeders. The commission may consider expanding program requirements to include additional scopes of work in consultation with the electric corporations and other stakeholders. For projects above one megawatt AC, prevailing wages shall be required for any work performed under a program developed pursuant to this subdivision. Electric corporations shall not impose unreasonable restrictions on self-performed upgrades and shall respond to customer-submitted upgrade plans within thirty days. Electric corporation customers may appeal the denial of a self-performance request to the commission, which shall adjudicate such disputes within sixty days of the receipt of such appeal.

3. The commission shall consider proposals to create greater cost-certainty for distribution upgrades in order to limit the risk of uncapped utility cost overruns, and the commission shall issue an order to increase cost-certainty and counteract utility cost overruns within one hundred eighty days of the effective date of this section.

§ 5. Subdivision 1 of section 66-j of the public service law is amended by adding a new paragraph (j) to read as follows:

(j) "Flexible interconnection" means the use of smart-grid technology to monitor and actively manage distributed energy resources.

§ 6. Section 66-j of the public service law is amended by adding two new subdivisions 2-a and 6-a to read as follows:

2-a. Flexible interconnection. (a) The commission shall direct every electric corporation to develop a proposal for a flexible interconnection program to be established in the state. Within ninety days of the effective date of this subdivision, electric corporations with active flexible interconnection pilot projects shall file a flexible interconnection implementation plan, including proposed tariff modifications and interconnection agreement contract language, with the commission. The commission shall solicit public comments on the electric corporation proposals, consider alternative proposals, convene at least two technical conferences, and consult with stakeholders throughout the

process of program development. Every electric corporation which does not have an active flexible interconnection pilot project shall file comments in response to the initial proposal and may file alternative proposals for consideration. Within one year of the effective date of this subdivision, the commission shall issue an order establishing a uniform statewide flexible interconnection program. Such program shall include clearly defined limits to annual energy curtailment for solar energy systems and shall include transparent pricing for customer-funded equipment, software and operating expenses. This program shall be technology agnostic, and electric corporations must consider customer-proposed flexible interconnection solutions that meet the technical requirements of the electric corporation.

(b) The commission shall establish guidelines and timelines for the implementation of flexible interconnection procedures to lower the cost and shorten the timeline to integrate distributed energy resources.

6-a. Distributed energy resource capacity expansion. (a) Within three months of the effective date of this subdivision, the commission shall establish a distribution system investment program whose purpose is to identify and direct electric corporations to implement proactive distribution upgrades that create distributed energy resource hosting capacity. Such program shall be integrated into the coordinated grid planning process, and electric corporations shall submit annual reports to the commission detailing actions taken and electric corporation investments made to expand hosting capacity for distributed energy resources.

(b) The commission shall establish a defined distribution system voltage threshold of 69KV, excluding any lines under federal energy regulatory commission jurisdiction, such that electric infrastructure owned by electric corporations with a voltage at or below 69KV shall be considered distribution for the purposes of distributed energy resource interconnection and distributed energy resource compensation. All distributed energy resources seeking to interconnect to the distribution system shall be eligible for interconnection under the New York state standardized interconnection requirements and shall be eligible for compensation under the value of distributed energy resources tariff.

§ 7. Implementation. 1. The New York state energy research and development authority (NYSERDA), in collaboration with the department of public service, is hereby directed to file a proposal to continue the NY-Sun program to develop and implement initiatives necessary to cost-effectively achieve the new distributed solar goal set forth in this act. The implementation plan shall include incentives and other initiatives to support rooftop solar for homes and businesses as well as community solar, with at least thirty-five percent of program investment benefiting low- to moderate-income households and disadvantaged communities. The implementation plan may include rate design improvements and additional interconnection reforms to lower the cost of the program.

2. From available funds, the public service commission is hereby directed to issue an order authorizing additional funding to NYSERDA for the continuation of the NY-Sun program. Such funding shall be sufficient to support the development and implementation of the initiatives required to meet the new distributed solar goal. NY-Sun funding may be authorized by the commission in increments to control program costs, provided that these increments must be sufficient to support at least two gigawatts of solar energy capacity each. The commission shall ensure that the NY-Sun program operates continuously, without interruption, until the distributed solar goal is reached.

3. The public service commission is hereby directed to issue orders necessary to effectuate the provisions and modifications set forth in this act.

§ 8. This act shall take effect immediately.