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

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2009-2010 Regular Sessions

I N A S S E M B L Y

February 4, 2009

Introduced by M. of A. ESPAILLAT, WRIGHT, ENGLEBRIGHT, REILLY -- Multi-Sponsored by -- M. of A. ALFANO, BARRA, COLTON, JOHN, V. LOPEZ, McENENY, ROSENTHAL, TOWNS -- read once and referred to the Committee on Energy

AN ACT to amend the public service law, in relation to requiring emergency response plans by gas and electric corporations

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

Section 1. The public service law is amended by adding a new section 73 to read as follows:

S 73. EMERGENCY RESPONSE PLANS. 1. EVERY GAS OR ELECTRIC CORPORATION SHALL PREPARE A PLAN FOR RESPONSE TO INTERRUPTIONS IN SERVICE TO MINIMIZE TO THE GREATEST EXTENT PRACTICABLE DAMAGES THEREFROM TO CUSTOMERS AND ALL CITIZENS IN THE SERVICE AREA. SUCH PLAN SHALL INCLUDE, BUT NOT BE LIMITED TO:

(A) A SYSTEM FOR WARNING POPULATIONS WHO MAY BE OR ARE IMPACTED BY SERVICE INTERRUPTION;

(B) ARRANGEMENTS FOR EMERGENCY SERVICES WHERE THERE MAY BE HUMAN SUFFERING;

(C) CRITERIA FOR ESTABLISHING PRIORITIES WITH RESPECT TO RESTORATION OF SERVICES;

(D) PROVIDING INFORMATION TO THE PUBLIC;

(E) COORDINATION STRATEGY WITH LOCAL GOVERNMENT; AND

(F) PROCEDURE FOR CUSTOMERS TO DOCUMENT, REPORT AND COLLECT FOR DAMAGES INCURRED DUE TO SERVICE INTERRUPTION.

2. THE COMMISSION SHALL PROMULGATE RULES AND REGULATIONS AS ARE NECESSARY AND APPROPRIATE TO IMPLEMENT THE PROVISIONS OF THIS SECTION.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law provided that the public service commission shall commence immediately to promulgate rules and regulations provided for in this act.

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

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