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

April 23, 2009

Introduced by M. of A. JOHN, ROSENTHAL, RAMOS, STIRPE, ALESSI, GUNTHER -- Multi-Sponsored by -- M. of A. GALEF -- (at request of the Department of Public Service) -- read once and referred to the Committee on Energy

AN ACT to amend the public service law, in relation to gas corporations

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

Section 1. Subdivision 6 of section 65 of the public service law, as amended by chapter 713 of the laws of 1981 and paragraph (b-1) as added by chapter 534 of the laws of 1982, is amended to read as follows:

6. Service charges prohibited. Every gas corporation shall charge for gas supplied a fair and reasonable price. No such corporation shall make or impose an additional charge or fee for service or for the installation of apparatus or the use of apparatus installed, except that a charge may be made:

(a) where entry, inspection or examination as authorized by subdivision nine of this section is denied;

(b) for reconnecting the service to a person or corporation if the service to such person or corporation was disconnected, in accordance with applicable legal requirements, for non-payment of bills for service; [or]

(b-1) for expenses reasonably incurred as determined by the commission in cases of meter tampering and theft of service. Such expenses shall include, but not be limited to, the cost of investigating, repairing and replacing meters and pipes, and the cost of moving a meter and installing it in a secure location[.];

(c) for a remote meter reading device upon the request and consent of the customer[.]; OR

(D) FOR INSTALLATION OF CAPITAL IMPROVEMENTS AND FIXTURES TO PROMOTE ENERGY EFFICIENCY UPON THE REQUEST AND CONSENT OF THE CUSTOMER.

S 2. This act shall take effect immediately.

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