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

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I N A S S E M B L Y

April 23, 2010

Introduced by M. of A. ENGLEBRIGHT, COLTON, MILLMAN, FINCH, MARKEY -- Multi-Sponsored by -- M. of A. FIELDS, McDONOUGH -- read once and referred to the Committee on Energy

AN ACT to amend the public authorities law, in relation to providing for the inspection of residential electric generating equipment and providing grants for the installation and interconnection thereof

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

Section 1. Subdivision (h) of section 1020-g of the public authorities law, as amended by chapter 355 of the laws of 2009, is amended to read as follows;

(h) (I) To implement programs and policies designed to provide for the interconnection of: [(i)] (A) (1) solar electric generating equipment owned or operated by residential customers, [(B)] (2) farm waste electric generating equipment owned or operated by customer-generators, [(C)] (3) solar electric generating equipment owned or operated by non-residential customers, [(D)] (4) micro-combined heat and power generating equipment owned, leased or operated by residential customers, and [(E)] (5) fuel cell electric generating equipment owned, leased or operated by residential customers, and for net energy metering consistent with section sixty-six-j of the public service law, to increase the efficiency of energy end use, to shift demand from periods of high demand to periods of low demand and to facilitate the development of cogeneration; and [(ii)] (B) wind electric generating equipment owned or operated by customer-generators and for net energy metering consistent with section sixty-six-l of the public service law.

(II)(A) TO ENTER INTO A CONTRACT WITH AN INDEPENDENT ENTITY QUALIFIED TO INSPECT THE INTERCONNECTION AND ENERGY EFFICIENCY OF ELECTRIC GENERATING EQUIPMENT INSTALLED PURSUANT TO THE PROGRAMS AND POLICIES ADOPTED PURSUANT TO PARAGRAPH (I) OF THIS SUBDIVISION WHEN THE CUSTOMER-GENERATOR RECEIVES FINANCIAL ASSISTANCE FROM THE AUTHORITY. ALL FINANCIAL ASSISTANCE BY THE AUTHORITY FOR THE INSTALLATION AND INTERCONNECTION OF ELECTRIC GENERATING EQUIPMENT SHALL BE SUBJECT TO THE INSPECTION AND APPROVAL OF SUCH EQUIPMENT BY THE INDEPENDENT INSPECTOR.

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

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(B) IN ADDITION TO ANY OTHER FINANCIAL ASSISTANCE PROVIDED BY THE AUTHORITY FOR THE INSTALLATION AND INTERCONNECTION OF THE ELECTRIC GENERATING EQUIPMENT DESCRIBED IN PARAGRAPH (I) OF THIS SUBDIVISION, THE AUTHORITY SHALL PROVIDE A GRANT OF NOT MORE THAN THREE HUNDRED DOLLARS FOR EACH INSPECTED AND APPROVED INSTALLATION.

S 2. The public authorities law is amended by adding a new section 1855-a to read as follows:

S 1855-A. INTERCONNECTION OF ELECTRIC GENERATING EQUIPMENT. 1. THE AUTHORITY SHALL ESTABLISH AND IMPLEMENT PROGRAMS AND POLICIES DESIGNED FOR THE INTERCONNECTION OF:

(A)(I) SOLAR ELECTRIC GENERATING EQUIPMENT OWNED OR OPERATED BY RESIDENTIAL CUSTOMERS, (II) FARM WASTE ELECTRIC GENERATING EQUIPMENT OWNED OR OPERATED BY CUSTOMER-GENERATORS, (III) SOLAR ELECTRIC GENERATING EQUIPMENT OWNED OR OPERATED BY NON-RESIDENTIAL CUSTOMERS, (IV) MICRO-COMBINED HEAT AND POWER GENERATING EQUIPMENT OWNED, LEASED OR OPERATED BY RESIDENTIAL CUSTOMERS, AND (V) FUEL CELL ELECTRIC GENERATING EQUIPMENT OWNED, LEASED OR OPERATED BY RESIDENTIAL CUSTOMERS, AND FOR NET ENERGY METERING CONSISTENT WITH SECTION SIXTY-SIX-J OF THE PUBLIC SERVICE LAW, TO INCREASE THE EFFICIENCY OF ENERGY END USE, TO SHIFT DEMAND PERIODS FROM HIGH DEMAND TO PERIODS OF LOW DEMAND AND TO FACILITATE THE DEVELOPMENT OF COGENERATION; AND

(B) WIND ELECTRIC GENERATING EQUIPMENT OWNED OR OPERATED BY CUSTOMER-GENERATORS AND FOR NET ENERGY METERING CONSISTENT WITH SECTION SIXTY-SIX-L OF THE PUBLIC SERVICE LAW.

2. (A) THE AUTHORITY SHALL ENTER INTO A CONTRACT WITH AN INDEPENDENT ENTITY QUALIFIED TO INSPECT THE INTERCONNECTION AND ENERGY EFFICIENCY OF ELECTRIC GENERATING EQUIPMENT INSTALLED PURSUANT TO THE PROGRAMS AND POLICIES ADOPTED PURSUANT TO SUBDIVISION ONE OF THIS SECTION WHEN THE CUSTOMER-GENERATOR RECEIVES FINANCIAL ASSISTANCE FROM THE AUTHORITY. ALL FINANCIAL ASSISTANCE BY THE AUTHORITY FOR THE INSTALLATION AND INTERCONNECTION OF ELECTRIC GENERATING EQUIPMENT SHALL BE SUBJECT TO THE INSPECTION AND APPROVAL OF SUCH EQUIPMENT BY THE INDEPENDENT INSPECTOR.

(B) IN ADDITION TO ANY OTHER FINANCIAL ASSISTANCE PROVIDED BY THE AUTHORITY FOR THE INSTALLATION AND INTERCONNECTION OF THE ELECTRIC GENERATING EQUIPMENT DESCRIBED IN SUBDIVISION ONE OF THIS SECTION, THE AUTHORITY SHALL PROVIDE A GRANT OF NOT MORE THAN THREE HUNDRED DOLLARS FOR EACH INSPECTED AND APPROVED INSTALLATION.

S 3. This act shall take effect on the one hundred eightieth day after it shall have become a law; provided that, effective immediately, any actions necessary to implement the provisions of this act on its effective date are authorized and directed to be completed on or before such date.