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

237--B

Cal. No. 49

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. HEVESI, BRODSKY, LANCMAN, PERALTA, SCHIMEL, V. LOPEZ, JOHN, COLTON, SPANO, GUNTHER, JAFFEE, ROSENTHAL, LIFTON, LUPARDO, FIELDS, HYER-SPENCER, ENGLEBRIGHT, ROBINSON, KAVANAGH, GALEF, ALESSI -- Multi-Sponsored by -- M. of A. BOYLAND, BRENNAN, DESTITO, FARRELL, GABRYSZAK, GIANARIS, GLICK, GOTTFRIED, MAGEE, NOLAN, PHEFFER, REILLY, RUSSELL, SWEENEY, WEISENBERG, ZEBROWSKI -- read once and referred to the Committee on Corporations, Authorities and Commissions -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the public service law, in relation to requiring utility corporations and entities to submit an annual report to the public service commission, the legislature, the executive and the chairman of the state energy planning board detailing energy metering production

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 66-m to read as follows:

S 66-M. REPORTING TO THE COMMISSION, THE LEGISLATURE, THE EXECUTIVE AND THE CHAIRMAN OF THE STATE ENERGY PLANNING BOARD BY UTILITY CORPORATIONS AND ENTITIES. 1. ANY UTILITY CORPORATION OR ENTITY ENTERING INTO CONTRACTS OR ENGAGING IN THE SALE OR TRADE OF ENERGY METERING SHALL FILE WITH THE COMMISSION, THE LEGISLATURE, THE EXECUTIVE AND THE CHAIRMAN OF THE STATE ENERGY PLANNING BOARD AN ANNUAL REPORT AT A TIME AND COVERING THE YEARLY PERIOD FIXED BY THE COMMISSION DETAILING THE ENERGY METERING AND INTERCONNECTION BETWEEN THE UTILITY AND THEIR CUSTOMER-GENERATORS, THE TYPE OF GENERATING EQUIPMENT PRODUCING AND PROVIDING ENERGY TO THE UTILITY CORPORATION OR ENTITY, AND THE NET AMOUNT OF ENERGY PRODUCED BY EACH CUSTOMER-GENERATOR. SUCH REPORT SHALL CONTAIN INFORMA-

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

A LBD02642-07-9

TION DETAILING THE AMOUNT OF DISTRIBUTED ENERGY SOURCES WITHIN THE SERVICE TERRITORY OF ANY UTILITY CORPORATION OR ENTITY ENTERING INTO CONTRACTS OR ENGAGING IN THE SALE OR TRADE OF DISTRIBUTED ENERGY SOURCES, THE ANNUAL AMOUNT OF ENERGY PRODUCED BY SUCH RESOURCES, THE TYPE OF FUEL USED, AND INFORMATION ON BACKUP FUEL SYSTEMS. SUCH REPORT SHALL BE DELIVERED DIRECTLY TO THE CHAIR OF THE CORPORATIONS, AUTHORITIES AND COMMISSIONS COMMITTEE IN THE SENATE AND ASSEMBLY, THE RANKING MINORITY MEMBER OF THE CORPORATIONS, AUTHORITIES AND COMMISSIONS COMMITTEE IN THE SENATE AND ASSEMBLY, THE CHAIR OF THE ENERGY AND TELECOMMUNICATIONS COMMITTEE IN THE SENATE, THE RANKING MINORITY MEMBER OF THE ENERGY AND TELECOMMUNICATIONS COMMITTEE IN THE SENATE, THE CHAIR OF THE ENERGY COMMITTEE IN THE ASSEMBLY, THE RANKING MINORITY MEMBER OF THE ENERGY COMMITTEE IN THE ASSEMBLY, THE CHAIR OF THE RENEWABLE ENERGY SUBCOMMITTEE IN THE ASSEMBLY AND THE RANKING MINORITY MEMBER OF THE RENEWABLE ENERGY SUBCOMMITTEE IN THE ASSEMBLY.

2. FOR THE PURPOSES OF THIS SECTION, "CUSTOMER-GENERATOR" SHALL MEAN ANY CUSTOMER CLASS OF A UTILITY CORPORATION, INCLUDING BUT NOT LIMITED TO RESIDENTIAL AND COMMERCIAL, THAT IS INTERCONNECTED TO THE ELECTRIC GRID SYSTEM AND IS PRODUCING ENERGY ON SITE.

S 2. This act shall take effect immediately.